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3
JOURNALS

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF VERMONT,

AT THEIR SESSION BEGUN AND HOLDEN AT

MONTPELIER,

IN THE

COUNTY OF CALEDONIA,

ON THURSDAY THE ELEVENTH OF OCTOBER,

A. D. 1810.

25.8
PUBLISHED ACCORDING TO LAW.

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JOURNALS

OF THE

GENERAL ASSEMBLY.

.....

ON the second Thursday, being the eleventh day of October, A. D. 1810, at nine o'clock in the forenoon, pursuant to the constitution and laws of the State of Vermont, the general assembly convened at Montpelier.

A quorum of members appearing, the secretary of state called to order, and the following gentlemen presented their credentials, as representatives from their respective towns, which being read, they were duly sworn, and took their seats as members of the general assembly, viz.

BENNINGTON COUNTY.

<i>Arlington, Sylvester Deming,</i>	<i>Reedsboro', Elijah Bailey,</i>
<i>Bennington, William Henry, jun.</i>	<i>Rupert, Josiah Rising,</i>
<i>Dorset, Samuel Collins,</i>	<i>Sandgate, George Peck,</i>
<i>Landgrove, Peabody Utley,</i>	<i>Stamford, Otis Philips,</i>
<i>Manchester, Joel Pratt, 2nd.</i>	<i>Shaftsbury, Jacob Galusha,</i>
<i>Peru, Peter Dudley,</i>	<i>Sunderland, Edmund Graves,</i>
<i>Pownal, Benjamin Gardner,</i>	<i>Winhall, Asa Bebee, jun.</i>

WINDHAM COUNTY.

<i>Athens, Timothy H. Whitney,</i>	<i>Putney, Willard Taft,</i>
<i>Brattleboro', John Noyes,</i>	<i>Rockingham, David Campbell,</i>
<i>Dummerston, Jason Duncan,</i>	<i>Stratton, Samuel Boutell,</i>
<i>Grafton, Thomas K. Palmer,</i>	<i>Townshend, John Dyer,</i>
<i>Guilford, John Noyes,</i>	<i>Vernon, Arad Hunt,</i>
<i>Halifax, Stephen Otis,</i>	<i>Wardsboro', Asa Wheelock,</i>
<i>Jamaica, Benjamin Muzzy,</i>	<i>Westminster, Eleazer May,</i>
<i>Londonderry, John Gibson,</i>	<i>Whitingham, Amos Brown,</i>
<i>Marlboro', Eli Halliday,</i>	<i>Windham, John Aiken,</i>
<i>Newfane, Martin Field,</i>	<i>Wilmington, Jairus Hall,</i>

RUTLAND COUNTY.

<i>Benson, Asa Standish,</i>	<i>Chittenden, Samuel Cooly,</i>
<i>Brandon, John Conant,</i>	<i>Clarendon, Thomas Steward,</i>
<i>Castleton, David Sanford,</i>	<i>Danby, John H. Andrus,</i>

Fairhaven, Oliver Church,
Hubbardton, Gideon Horton,
Ira, Preserved Fish,
Middletown, Jacob Burnham,
Mount Holly, John Crowley,
Mount Tabor, Gideon Tabor,
Orwell, Joab Smith,
Parkerstown, Philip Perkins,
Pawlet, Benjamin Fitch,

Philadelphia, Elijah Segur,
Pittsford, Caleb Hendee,
Pittsfield, Asa Gains,
Rutland, Chauncey Thrall,
Sherburne, Nathaniel M. Fuller,
Shrewsbury, David Holden,
Sudbury, Joseph Warner,
Wallingford, Eliakim Johnson,
Wells, William Potter,

WINDSOR COUNTY.

Andover, Moses Warner,
Belchertown, Nehemiah Noble,
Bridgewater, James Topliff,
Cavendish, Uriel C. Hatch,
Chester, Aaron Leland,
Barnard, Benjamin Clapp,
Hartford, Elijah Mason,
Harland, Laban Webster,
Ludlow, Asahel Smith,
Norwich, Pierce Burton,

Pomfret, Daniel Dana,
Plymouth, Ephraim Moor,
Reading, Solomon Keyes,
Rochester, Lemuel Richardson,
Royalton, Jacob Smith,
Sharon, Oliver Lathrop,
Springfield, Joseph Selden,
Stockbridge, Rufus Lyon,
Wethersfield, Peter Robinson,
Windsor, Jabez Delano.

ADDISON COUNTY.

Addison, David Whitney,
Erithport, William Myrick,
Bristol, Noble Munson,
Cornwall, Titus Fenn,
Ferrisburgh, Obadiah Walker,
Hancock, Zenas Robbins,
Kingston, Joseph Patrick,
Leicester, Henry Olin,
Lincoln, Ebenezer Durley,
Middlebury, Gamaliel Painter,

Monkton, Joseph Willoughby,
Newhaven, Jonathan Hoyt, jun.
Panton, Samuel Shepard,
Salisbury, Reuben Saxton,
Starksboro', Elisha Ferguson,
Vergennes, Amos W. Barnum,
Warren, Joseph W. Eldridge,
Weybridge, Asaph Haywood,
Whiting, Stukeley Stone,

ORANGE COUNTY.

Bagre, James Fisk,
Berlin, Samuel Smith,
Bradford, Daniel Kimball,
Braintree, John Hutchinson,
Brookfield, Barna Bigelow,
Chelsea, Benjamin H. Oak,
Fairlee, Elisha Thayer,
Northfield, Gilbert Hatch,
Orange, Timothy Thurston,

Randolph, Dudley Chase,
Roxbury, Rhodolphus Willard,
Strafford, Jedediah H. Harris,
Thetford, William Child,
Topsham, H. E. G. M'Lauchlin,
Tunbridge, Nathaniel King,
Vershire, Asa Smith, jun.
Washington, Jacob Burton,
Williamstown, Jared Kimball,

CHITTENDEN COUNTY.

Charlotte, Hezekiah Barns,
Duxbury, Ebenezer Corss,
Essex, Timothy Bliss,
Hinesburgh, N. Leavensworth,
Huntington, John Fitch,
Jericho, Eleazer Hutchinson,
Middlesex, David Harrington,

Milton, Heman Allen,
Moretown, William M'Knight,
Richmond, Joel Brownson,
Stow, Nathan Robinson,
Shelburne, Frederick Meack,
Underhill, William Barney,
Waitefield, Amasa Skinner,

*Waterbury, George Kennon,
Westford, Amos Patridge, jun.
Williston, Isaac French,*

*Worcester, Carpus Clark,
Bolton, John Layake,*

CALEDONIA COUNTY.

*Barnet, John Duncan,
Billymead, Caleb Fisk,
Burke, Daniel Newell,
Cabot, John W. Dana, jun.
Calais, Gershom Palmer,
Danville, William A. Griswold.
Deweysburgh, Zenas Crosman,
Groton, Jeremiah Hidden,
Hardwick, Amos Farley,*

*Kirby, Leonard Harrington,
Marshfield, George Rich,
Montpelier, Joseph Woodworth,
Peacham, Jonathan Elkins,
Plainfield, Bradford Kinne,
St. Johnsbury, Ariel Aldrich,
Sheffield, Joseph H. Ingals,
Walden, Joseph Perkins,
Waterford, Sylvanus Hemingway,*

FRANKLIN COUNTY.

*Bakersfield, Jonas Brigham,
Berkshire, Solomon Bingham, jun.
Cambridge, Solomon Green,
Enosburgh, Martin D. Follett,
Fairfield, Joseph D. Farnsworth,
Fairfax, Erastus Safford,
Fletcher, Joseph Robinson,
Georgia, Benjamin Holmes,*

*Highgate, Simeon Hungerford,
Huntsburgh, Samuel Peckham, jun.
Johnson, Arunah Waterman,
Montgomery, Joshua Clapp,
Richford, John Powell,
St. Albans, Nathan Green,
Swanton, Benjamin Fay,*

ORLEANS COUNTY.

*Barton, Oliver Blodget,
Brownington, William Baxter,
Craftsbury, Royal Corbin,
Duncansboro', James C. Adams,
Eden, Jeduthan Stone,
Greensboro', Eli Austin,*

*Glover, Ralph Parker,
Navy, Robert H. Hunkins,
Morristown, Samuel Cook,
Westfield, Medad Hitchcock,
Irasburgh, Reuben Willey.*

ESSEX COUNTY.

*Concord, Richardson Graves,
Granby, Joseph Herrick,
Guildhall, Elijah Foot,*

*Lemington, Mills De Forest,
Lunenburg, Azariah Webb, jun.
Maidston, Moody Rich.*

GRAND ISLE COUNTY.

*Alburgh, Philyer Loop,
Middle Hero, Asa Lyon,
North Hero, Simeon Robinson, jun.*

*South Hero, Alpheus Hall,
Vineyard, John Borden.*

On motion of Mr. J. Smith, *Resolved*, That the house do, at this time, appoint a Speaker pro tem.

Dudley Chase, Esq. was duly appointed, sworn, and took the chair.

The house then proceeded to appoint a clerk pro tem; when William D. Smith, was chosen and sworn.

On motion of Mr. Leland, *Resolved*, That a member be

appointed to wait on the Governor and Council, and inform them that the General Assembly have convened, and are ready to proceed to business.

Mr. Leland was appointed to perform that service, and having performed it, returned and informed the House thereof.

On motion of Mr. Leland, *Resolved*, That a committee be now chosen, consisting of three members from each county, to join such committee, as the Governor and Council may appoint, to receive, sort and count the votes for Governor, Lieut. Governor, Treasurer, and Councillors for the year ensuing; and that they make report to the General Assembly, as soon as may be.

The following gentlemen were duly appointed, and sworn to the faithful discharge of their duty, viz.

Messrs. Pratt, Henry, Collins, Noyes of Brattleboro', Noyes of Guilford, Field, Hendee, Warner, Thrall, Leland, B. Clapp, Hatch, Olin, Fenn, Shepard, Speaker, Fisk, Thayer, Brownson, L. Harrington, Allen, Griswold, Palmer, G. Rich, Farnsworth, Waterman, Holmes, Willey, Baxter, Cook, Webb, Foot, M. Rich, A. Hall, S. Robinson, and A. Lyon.

Mr. Mallory, Secretary to the Governor and Council, appeared in the House, and addressed the Speaker as follows, viz :

“ Mr. Speaker—I am directed by the Governor and Council, to acquaint this House that the Governor and Council have organized, and are ready to receive any communications the House may please to make.”

And he withdrew.

At the suggestion of the Speaker, Mr. Griswold, was appointed to inform the Governor and Council of the appointment of the canvassing committee, on the part of the House, and to request their concurrence, and appointment on their part.

Mr. Mallory, Secretary to the Governor and Council, appeared in the House, and addressed the Speaker as follows, viz :

Mr. Speaker—I am directed by the Governor and Council to inform this House, that the Governor and Coun-

eil have appointed on their part, a committee to join the canvassing committee.

And he retired.

The house adjourned to 4 o'clock, P. M.

4 o'clock P. M. The house met pursuant to adjournment.

On motion of Mr. Farnsworth, *Resolved*, That a member be chosen to acquaint the Governor and Council, that the house have convened, and are ready to receive the report of the canvassing committee.

Mr. Farnsworth was appointed to perform that service, and having performed it, returned and acquainted the house that the Governor and Council will immediately attend in the house, to receive the report of the canvassing committee.

The Governor and Council accordingly attended in the house, and being seated, the canvassing committee made the following report, viz :

To the Honorable General Assembly now sitting.

The committee appointed to receive, sort and count the votes for Governor Lieut. Governor, Treasurer, and Councillors, for the year ensuing, do report and declare,

That the Hon. Jonas Galusha is elected Governor;

His Hon. Paul Brigham Lieut. Governor ;

And Benjamin Swan Treasurer :

And that the Honorable Noah Chittenden, Beriah Loomis, Samuel C. Crafts, Gilbert Denison, Frederick Bliss, William Hunter, Horatio Seymore, Ezra Butler, Haines French, Josiah Wright, Pliny Smith, and Elias Keyes, are elected councillors for the year ensuing.

ELIAS KEYES, for committee.

Montpelier, Oct. 11, 1810.

The house adjourned to 9 o'clock to-morrow morning.

Friday, Oct. 12, 1810, 9 o'clock A. M. The house met pursuant to adjournment and the Journals of yesterday were read.

Mr. Titus Hutchinson produced his credentials as a representative from the town of Woodstock, and Mr. John Levake produced his credentials as a representative from

the town of Bolton, which being read; they were duly qualified and took their seats.

The Lieut. Governor and Councillors appeared in the house, and were duly sworn to the faithful discharge of their respective offices, by the chief Justice of the Supreme Court.

The Lieut. Governor and Councillors having retired; the house proceeded with business:

Mr. Olin on motion introduced the following resolution.

In General Assembly, Oct. 12, 1810.

Resolved, That a committee be appointed, consisting of seven members, to be denominated the committee of elections.

Also a committee consisting of four members, to join such committee as the Governor and Council may appoint, to take into consideration all petitions for acts of suspensions and insolvency; to be denominated the committee of suspensions.

Also a committee of four members, to join such committee as the Governor and Council may appoint, to take into consideration all petitions for turnpikes; to be denominated the turnpike committee:

Also a committee consisting of four members, to join such committee as the Governor and Council may appoint; to take into consideration such claims as may be exhibited against the state; to be denominated the committee of claims.

Also, three committees of four members each, to join from Council, to take into consideration all petitions for land taxes; to be denominated the first, second and third land tax committees.

Also, a committee of four members, to join from Council; to be denominated the committee of new trials.

Also, a committee of four members, to join from Council; to be denominated the military committee.

Which resolution was read and adopted.

On motion of Mr. Olin, the rules of the house, for the last session, were adopted as the rules of the house for the present session; and ordered to be engrossed, and posted on the door of the house, for the use of the members; which rules are as follows, viz:

1st. The house shall meet every day at nine o'clock in the morning, and at two o'clock in the afternoon, unless otherwise specially ordered.

2d. The speaker shall take the chair at the hour to which the house stands adjourned, and when a sufficient number of members are convened, shall call to order and proceed to business, by directing the journals of the preceeding day to be read.

3d. It shall be the duty of the speaker to preserve order, and he may speak on all questions of order, in preference to any other member, rising from his seat for that purpose, and shall decide on all questions of order, subject to an appeal to the house.

4th. In case of any disturbance or disorderly behavior, in the gallery or lobby, the speaker shall cause the same to be cleared.

5th. If any member in speaking or otherwise, transgress the rules of the house, the speaker shall, or any other member may, call to order, in which case the member so called to order, shall immediately sit down, unless permitted to explain; and the house shall, if appealed to, decide the same without debate. If there be no appeal, the decision of the chair shall be submitted to. If the decision shall be in favor of the member so called to order, he shall be at liberty to proceed; if otherwise, and the case require, he shall be liable to the censure of the house. And no member shall speak more than twice to the same question, without permission from the house.

6th. No member shall absent himself from the service of the house, unless he have leave of absence, is sick, or unable to attend.

7th. The speaker shall nominate all committees, subject however to the control of the house.

8th. No member in the minority on any vote declared, shall have a right to move for a reconsideration thereof.

9th. When the yeas and nays on any question are called for by a member, every member present shall vote unless excused by the house; but no member shall be compelled to vote, who was not present when the question was stated.

10th. No member shall call for the yeas and nays on

any question, after the same has been declared a vote by the speaker.

11th. Any member may excuse himself from serving on any committee, if at the time of his appointment he shall be a member of three other committees.

12th. No committee shall sit while the house is in session.

13th. Every motion shall be reduced to writing by the mover, if required by the speaker or any other member.

14th. Every bill shall be introduced by a motion for leave, or by order of the house.

15th. No bill shall pass the house till 24 hours after the first reading.

16th. No person shall be admitted to a seat on the floor of the house, unless introduced by a member, except the judges of the supreme court, the district judge and attorney, the member of congress, the treasurer, the clergy, and marshal.

17th. The speaker shall apply to the sheriff of the county for such number of officers, to attend upon the house, as he shall think necessary, and shall appoint a door-keeper.

18th. On the reading of all public bills (except bills for taxes on particular towns) the second and third reading shall be made the order of such day as the house may direct.

19th. No counsel shall be admitted on the floor of the house, to advocate any cause, unless permitted by three fourths of the members present.

20th. A motion to adjourn shall always be in order, and no member shall leave his seat, after a question of adjournment is put, until the same shall be declared a vote by the speaker.

21st. Whenever any member shall ask leave to present any bill or resolution, such member shall be accountable for the decency of expression of such bill or resolution, and shall at the time of requesting leave to present the same, state shortly the substance thereof.

22d. The speaker shall have, in all cases, one recess of the house, after the raising of any committee, in which to prepare a nomination of such committee.

On motion of Mr. Lyon the committee of elections was

now named by the speaker, and appointed, viz. Messrs. Olin, T. Hutchinson, Andrus, Barney, Palmer, Pratt and Field, and the credentials of the two members from the town Canaan, referred to them.

The petition of Beriah Loomis, was read and referred to a committee of three, to join such committee as the Governor and Council may appoint.

The petition for an academy in West-Rutland, was read and referred to a committee of three to join such committee as the Governor and Council may appoint.

The petition of the proprietors of Mount-Tabor, was read and referred to a committee of three to join such committee as the Governor and Council may appoint.

The petition of William Child and others, was read and referred to the committee raised on the petition of Beriah Loomis.

The petition of Mican How was read and referred to a committee of four to join such committee as the Governor and Council may appoint.

The petition of Thomas Miller was read and referred to the committee of suspensions.

The petition of Levi Bennett was read and referred to the committee of claims.

The petition of the Rifle company in West-Rutland was read and referred to the military committee.

The petition for an Artillery company in Windsor was read and referred to the military committee.

The petition of Jason Duncan was referred to the committee of suspensions, without reading.

The petition for a land tax on the town of Sterling was read and referred to the first land tax committee.

The petition of Phineas White and others, was read and referred to the Turnpike committee.

The petition of Joseph Barney and Obadiah Wheeler, was read and referred to a committee of four, to join a committee from the Council.

Mr. Hatch, on motion and leave, introduced the following resolutions, viz.

In General Assembly, Oct. 12, 1810.

Resolved, That a committee of four members of this house be appointed, to join a committee from the Coun-

oil; to be denominated the manufacturing committee. Which resolution was read and adopted.

Mr. Hendee, on motion and leave, introduced the following resolution, viz.

In General Assembly, Oct. 12, 1810.

Resolved, There be a committee raised, consisting of a member from each county, to receive and make up the list for the present year.

Which resolution was read and adopted.

Mr. T. Hutchinson, on motion and leave, introduced the following resolution, viz.

Resolved, That a committee of three members of this house be appointed, to revise and report to this house the unfinished business of the last session.

Which resolution was read and adopted.

On motion of Mr. Woodworth, the house proceeded to appoint a chaplain for the year ensuing, by nomination; and the Rev. Chester Wright was duly appointed.

When Mr. Clapp, on motion and leave, introduced the following resolution, viz.

In General Assembly, Oct. 12, 1810.

Resolved, That a committee of three members from this house be appointed, to wait on the Rev. Chester Wright, and return the thanks of this house, for his sermon delivered on the second Thursday of October, instant, before the two houses of the Legislature, and request of him a copy thereof for the press; and also to inform him that this house have elected him Chaplain of the General Assembly, for the present session.

Which resolution was read and adopted.

The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

On the committee to revise and report the unfinished business of the last session, Messrs. May, Myrick, and Saxton, were appointed.

On the petition of Beriah Locmis, Messrs. James Fisk, Olin, Thayer, and Griswold, were appointed a committee.

On the committee raised by resolution, to be denominated the manufacturing committee, Messrs. Hatch, Leland, Hunt, and Thayer, were appointed.

On the committee to wait on the Rev. Chester Wright, to request a copy of the election sermon, and to notify him of his appointment as chaplain of the General Assembly, Messrs. Leland, A. Lyon, and King, were appointed.

On the petition of the proprietors of Mount-Tabor, Messrs. Sanford, Conant, and Standish, were appointed a committee.

On the petition of Joseph Barney and Obadiah Wheeler, Messrs. Noyes of Brattleboro', Otis, Taft, and Campbell, were appointed a committee.

On the petition for an Academy in West Rutland, Messrs. Baxter, Corbin, Stewart, and Burnham, were appointed a committee.

On the committee to make up the general list, for the present year, Messrs. Galusha, J. Hall, Crawley, Delano, Walker, Oak, Hutchinson, Woodworth, N. Green, Willey, Webb, and Samuel Robinson, were appointed.

On the committee raised by resolution, to be denominated the committee of suspensions, Messrs. Farnsworth, Fisk, Gardner, and Griswold, were appointed.

On the committee raised by resolution, to be denominated the committee of claims, Messrs. Whitney, Henry, Barnes, and D. Kimball, were appointed.

On the first land tax committee, Messrs. Fitch, Brownson, Kennan, and N. Robinson, were appointed.

On the second land tax committee, Messrs. J. W. Dana, G. Rich, Kinney, and Farley, were appointed.

On the third land tax committee, Messrs. Rising, Collins, E. Graves, and Deming, were appointed.

On the committee raised by resolution, to be denominated the committee of new trials, Messrs. T. Hutchinson, Olin, J. Smith, and Griswold, were appointed.

On the committee raised by resolution, to be denominated, the military committee, Messrs. Hendee, Whitney, Field, and Levenworth, were appointed.

On the petition of Micah How, Messrs. Child, King, J. Kimball, and Burton, were appointed a committee.

On the committee raised by resolution, to be denominated the turnpike committee, Messrs. Baily, Aiken, Thrall, and B. Clapp, were appointed.

The petition of Thomas Law, was read and referred to

a committee of four, to join such committee as the Governor and Council may appoint.

The petition of the proprietors of Enosburgh, was read and referred to a committee of four, to join a committee from the Council.

The petition of Jonathan Hastings, was read and referred to the committee raised on the petition of Joseph Barney and Obadiah Wheeler.

The petition of the land owners of Philadelphia, was read and referred to the first land tax committee.

The petition of Samuel Smith, was read and referred to the committee raised on the petition of Micah How.

The remonstrance of the inhabitants of Wardsborough, was read and referred to the turnpike committee.

The petition of the inhabitants of Shrewsbury, for a turnpike, was read and referred to the turnpike committee.

The petition of Joseph Mott, was read and referred to a committee of four, to join such committee as the Governor and Council may appoint.

The petition of Abraham Conklin, was read and referred to the committee raised on the petition of Joseph Mott.

The petition of Chelsea turnpike company, was read and referred to the turnpike committee.

The petition of Apollos Hale, referred from last session, was called up and referred to the turnpike committee.

Mr. Farnsworth, on motion and leave, introduced the following resolution, viz.

In General Assembly, Oct. 12, 1810.

Resolved, That there be a committee elected, consisting of five members from each congressional district in this state, to sort and count the votes for representatives to Congress in their respective districts.

Which resolution was read and adopted.

The petition of the inhabitants of the town of Wallingford, was read and referred to a committee of three from this house, to join such committee as the Governor and Council may appoint.

The petition of the inhabitants of Mount-Tabor, referred from last session to this, was called up and referred to the first land tax committee.

The petition of Samuel Pope, jun. was read and referred to a committee of three from this house.

The petition of Ebenezer Markham, was referred to the committee of suspensions without reading.

The petition of Joseph Hinsdale, was read and referred to the manufacturing committee.

The petition of the inhabitants of Middletown was read and referred to a committee of four to join a committee from the Council.

The account of Johnson Richardson, vs. the State was read and referred to the committee of claims.

The petition of the selectmen of the town of Eden, was read and referred to a committee of three from this house.

On motion of Mr. Olin, the house proceeded to appoint their officers.

The votes being taken, sorted and counted, for Speaker, it appeared that the Hon. Dudley Chase, was appointed; and he was sworn.

The votes being taken, sorted and counted for Secretary of State, it appeared that Thomas Leverett, Esq. was duly elected; and he was sworn.

The votes being taken, sorted and counted for Clerk, it appeared that William D. Smith, was elected; and he was sworn.

The votes being taken, sorted and counted for engrossing clerk, it appeared that Orsimus C. Merrill, Esq. was duly elected; and he was sworn.

Mr. Mallory, Secretary to the Governor and Council appeared in the house, and addressed the speaker as follows.

“Mr. Speaker—I am directed by his Excellency the Governor, to inform this house, that he will attend in the representatives’ room at 10 o’clock to-morrow morning, to take the necessary oaths, and make his communication to the house.”

And he withdrew.

The following are the returns of the several clerks of the Supreme court, of the state business, made the present session.

Statement of all the civil and criminal causes in favor of the State, that have been entered on the docket of the Su-

préme Court of Judicature in Bennington county, at their stated February term, A. D. 1810: the situation of each cause, together with the expense of prosecution, and the fines and forfeitures laid and assessed by said court.

State vs. Timothy Mead—Bonds called.

State vs. Jonathan Murdock, continued—cost taxed at \$2 16.

State vs. Mosés Hill, Bonds called out—cost taxed at \$7 00.

State vs. Serenus Swift, continued—cost taxed at \$2 16

Causes entered, 1810.

State vs. Samuel Blakely, jun. entered February term, 1810; tried and convicted the same term; sentenced to state's prison for three years, to pay costs taxed at \$40 4.

State vs. Rufus Spencer, entered last term, tried and convicted this term, sentenced by the court to pay a fine of \$15, and cost taxed at 20 dol. 63 cents \$35 68.

State vs. Eliab Stratton, entered this term, and not to be brought forward, cost taxed at \$5 91.

State vs. John Harvey, not to be brought forward, cost taxed at \$10 56.

State vs. Joel Whitney, not to be brought forward, cost taxed at \$5 91.

State vs. Francis Withey, not to be brought forward, cost taxed at \$11 28.

State vs. John Aylsworth, continued, cost taxed at \$11 23.

State vs. Perez Clark, bonds called, cost taxed at \$17 56

State vs. Benjamin Myers, bonds called, cost taxed at \$13 50.

State's Treasurer vs. Joseph Myres, es ali. bonds chancered to \$30.

State's Treasurer vs. Joseph Myres, et al. defaulted, cost taxed at \$20 25.

State vs. Benjamin Gardner, bonds called, cost taxed at \$22 34.

State vs. Bildad Easton, entered this term, put to plead, and plead guilty, sentenced by the court to the state's prison, for the term of three years, cost taxed at \$28 77.

State's Treasurer vs. Derick Stone, et al. Judgment for plaintiff, and reviewed, costs taxed at \$13 8.

State's Treasurer vs. John Bush, et al, continued, final for defendants, cost taxed at \$3 53.

State's Treasurer vs. Jonathan Hastings, et al, judgment for the plaintiff, to recover of the debts. \$1078 3, and his cost taxed at \$16 51, execution issued 24th day of Feb. A. D. 1810, \$1094, 54.

State vs. Fay, Robinson, et al, continued, cost taxed, at \$7 41.

State's Treasurer vs. Joseph Burr, defaulted, bonds chancered to 90 dollars, costs taxed at 19 doll. execution issued 24th Feb. 1810. \$109.

State vs. Solomon Wright, jun. continued, cost taxed at \$3 91.

The above is a true statement, errors excepted.

Attest. S. ROBINSON, 2d. Clerk.

October 7, 1810.

RUTLAND COUNTY.

A statement of all the civil causes in favor of the state's treasurer, and also all the criminal causes entered on the docket of the supreme court of judicature, in Rutland county, at their term in January, A. D. 1810; the expense of the several prosecutions, as far as ascertained, and the amount of the fines and forfeitures laid and assessed by said court, to wit.

Benjamin Swan, Treasurer, vs. John Cook and Samuel Mix, reviewed January term, 1809, by defendants, continued, (vide last year's statement.)

Benjamin Swan, Treasurer, vs. John Cook, Esq. reviewed last term by defendant, continued, (vide last year's statement.)

Benjamin Swan, Treasurer, vs. Henry Gould and John Cook, Esq. entered last term, continued, (vide last year's statement.)

Benjamin Swan, Treasurer, vs. David Strong and Return Strong, reviewed January term, 1809, by defendants, defaulted, damages, \$92 83, cost, \$21 8—execution issued August 1, 1810, returnable in 60 days.

Benjamin Swan, Treasurer, vs. Timothy Blanchard, Eleazer Wheelock, and Abijah Lothrop, entered January term, 1809, continued.

State vs. Elihu How, indicted January term, 1809, for

passing counterfeit bank bills, &c. ; the respondent and Chancy Trall, George Dyre, jun. and Roswell Rowley, bail for his appearance, in \$200, bonds forfeited.

State vs. John Gould, indicted January term, 1809, for swindling ; the respondent and Henry Gould, bail for his appearance in \$1000 ; bonds forfeited.

State vs. Elijah Clark, indicted last term, for passing a counterfeit bank bill—*nole prosequi*.

State vs. Arunah W. Hyde, Esq. late sheriff ; rule filed last term, to shew cause why he should not be amerced for suffering John Gould, to escape from his custody ; continued.

NEW DOCKET.

Benjamin Swan, Treasurer, vs. David Bent, and John Crowley ; action on promisory note, dated 13th March, 1809, for \$119 7 ; continued.

Benjamin Swan, Treasurer, vs. Ebenezer B. Gould, Samuel Weeks, and Jacob Edgerton, 2d, (nonest returned as to Edgerton) ; debt on a recognizance of \$50, for the appearance of the said Ebenezer, forfeited last term ; continued.

Benjamin Swan, Treasurer, vs. Abner Moor, action on promisory note, dated 10th Feb. 1809, for \$76 43 ; defaulted, damages \$80 1, cost, \$10 29 ; execution issued 7th March, 1810.

Benjamin Swan, Treasurer, vs. Obadiah Wheeler, and Joseph Barney, action on a promisory note, dated Feb. 18, 1808, for \$56 26, defaulted, damages, \$63 1, cost \$10 70 ; execution issued 1st August, 1810, defendants committed to gaol, cost of commitment, \$2 18.

Benjamin Swan, Treasurer, vs. Jonathan Wells, and Thomas Hooker, action on gaol bond, (vide last year's statement, Treasurer vs. Wells,) defaulted, debt chancered to \$1629 49, cost \$12 52 ; execution issued March 7, 1810, returnable in 60 day.

Benjamin Swan, Treasurer, vs. Eleazer Wheelock and Amos Kimball, action on note, dated 10th March, 1809, for \$58, defaulted, damages \$61 19, cost doll. 10 52.

Benjamin Swan, Treasurer, vs. William Frisbee, and Heman Johnson, action on note, dated Feb. 14, 1809, for \$168 92 ; judgment for plaintiff, damages \$179 5, cost

doll. 10 41 cents, reviewed by defendants, Gordon Newell, bail in dol. 500.

Benjamin Swan, Treasurer, vs. Joseph Campbell, and Ephraim Whipple, debt on a recognizance of *dol.* 300, for the appearance of said Joseph, forfeited last term; Joseph Campbell's death suggested; Whipple defaulted, bonds chancered to *dol.* 30, cost *dol.* 21, 44.

Benjamin Swan, Treasurer, vs. John Pember, John Pember, jun. and Fred. Pember, (none returned as to John Pember,) debt on a recognizance of *dol.* 500, for the appearance of the said John, forfeited last term, bonds chancered to *dol.* 75, cost *dol.* 22 59, settled with state's attorney, by the defendants, and John Shumway, Jonathan Brown, and Enoch Cone's note payable 1st January, 1811.

State vs. Ephraim Blanchard, indicted Feb. term 1808, for counterfeiting certain bank bills, &c. arrested last vacation, and the respondent and Ebenezer Blanchard, recognized for his appearance this term, in *dol.* 1000; bonds forfeited.

State vs. Elijah Remington, indicted this term for passing certain counterfeited bills, &c.—*Verdict guilty*, sentenced to imprisonment in the state's prison ten years, and pay cost, taxed at *dol.* 94 40, and stand committed until sentence be complied with.

State vs. Levi Pond, indicted this term, for causing and procuring to be counterfeited, certain bank bills, &c. continued on motion of the respondent; Benjamin Pond, bail in *dol.* 1000.

State vs. Benjamin Page, bound over on a charge for an assault, &c. bill not found, respondent discharged.

State vs. Noah Allen, indicted this term for counterfeiting certain bank bills, &c. Daniel Douglass, Ebenezer Towner, Jonathan Thompson, and Edmund Douglass, bail for his appearance in *dol.* 3000—bonds forfeited.

State vs. Herrington M'Lallen, indicted this term, for counterfeiting certain bank bills, &c. the respondent, Daniel Wallis, and Stephen Gleason, recognized for his appearance in *dol.* 400, continued.

State vs. Joshua June, indicted this term for theft, verdict guilty; sentenced to confinement to hard labor in the

state's prison, three years, and pay cost taxed at *dol.* 11 80.

State vs. Joseph Bevins, indicted for passing counterfeited bank bills, &c. verdict guilty; sentenced to confinement to hard labor in the state's prison ten years, and pay costs taxed at *dol.* 16 70.

State vs. Stephen Coats, indicted for perjury, Jared Megram, and Martin Wilcox, bail for his appearance in *dol.* 200, continued.

State vs. Alexander Clark, indicted for perjury, verdict not guilty, respondent discharged without costs.

State vs. William Poor, indicted, Feb. term, 1810, for aiding and assisting in counterfeiting certain bank bills, &c. verdict not guilty, respondent discharged.

Benjamin Swan, Treasurer vs. Elihu How, Chancy Trall, George Dyre, jun. and Roswell Rowley, debt on a recognizance of *dol.* 200, for the appearance of the said Elihu, forfeited this term, bonds chanced to *dol.* 90, cost *dol.* 21 57, execution issued 19th March, 1810.

R. TEMPLE, *Clerk.*

Clerk's Office, 5th Oct. 1810.

A statement of State causes, on the docket of the Supreme Court of Judicature, August Term, 1810—Windham County.

The State vs. 2nd west river bridge company, continued, no cost taxed.

The state vs. Jonathan Blanchard, nolle prosequi entered, no cost taxed.

The state vs. Zatter Butterfield, on an indictment for obtaining money, by false tokens—on demurrer, judgment of court, demurrer insufficient, and respondent to answer over, and continued, no cost taxed.

The state vs. John Alverson, on indictment for perjury, continued, cost not taxed.

The state vs. Joseph Axtell, on an indictment for uttering and passing counterfeit bank bills, continued, cost not taxed.

The state vs. Ebenezer Clark, a new trial on an indictment for defacing monuments, erected in memory of the dead, &c. continued.

The state vs. Andrew Grimes, on an indictment for as-

sault and battery ; respondent pleads not guilty—verdict of Jury not guilty—respondent discharged.

The state vs. Rufus Newell, on an indictment for theft ; nole prosequi entered, cost not taxed.

The state vs. Job Bigelow, on recognizance, respondent discharged by proclamation.

The state vs. Nathan Ball, broke jail, and not apprehended since.

The state vs. Josiah Wilbore, nole prosequi.

The state vs. Abraham Miller, on an indictment for passing counterfeit bank notes, &c.—respondent pleads not guilty—verdict of Jury, not guilty—respondent discharged.

The state vs. Simon Stevens, on an indictment for perjury, bonds called out, 4th day of the term.

The state vs. Josiah Wilbore, on an indictment, for crim con—continued, cost not taxed.

Windham County, supreme court, clerk's office, Aug. 21st, 1810—I hereby certify the preceding is a true statement taken from the docket, &c.

Attest, LEMUEL WHITNEY, *Clerk.*

STATE OF VERMONT. } A statement of all the civil
ADDISON, ss. } causes in favor of the State's
Treasurer ; and also of all the criminal causes, entered on the docket of the Honorable Supreme Court, for the county aforesaid, January term, 1810.

State of Vermont vs. Sylvester Glynn, indictment for bigamy—continued, no cost taxed.

State of Vermont vs. Samuel Akin, indicted for engraving plates for counterfeiting bank bills, nol. pros. entered, no cost taxed.

Benjamin Swan, Treasurer vs. Ralph Mills, action on a recognizance—defaulted, damages and costs not assessed.

Benjamin Swan, Treasurer vs. Joseph Caul, action on a recognizance—defaulted, debt \$250, damages one cent, cost \$18 63—execution issued 25th April, 1810, and returned nonest, May 31, 1810.

State of Vermont vs. Leonard Wheeler, indictment for passing counterfeit bank bills—recognizance for \$250, forfeited.

State of Vermont vs. Samuel Britton, indictment for an assault, plead guilty, plea to jurisdiction entered, continued, cost taxed at \$29 42.

State of Vermont vs. Smith Gully, indictment for passing counterfeit bank bills, recognisance forfeited, costs taxed at, \$38 75.

State of Vermont vs. Ephraim Goodrich, indictment for stealing, recognisance for \$200, forfeited, cost taxed at \$9 75.

State of Vermont vs. William Gully, jun. indictment for passing counterfeit bank bills, continued, cost taxed at \$13 46.

State of Vermont vs. Ahirah Paine, indicted for passing counterfeit bank bills, recognisance for \$150, forfeited.

State of Vermont vs. Asahel Noble, indictment for an assault on a deputy sheriff—verdict guilty—fine payable into the county treasury, \$15, cost \$24 66—execution issued 67th Jan. 1810.

State of Vermont vs. James Ellis, indictment for being found in bed with the wife of another man—continued, cost taxed at \$6 49.

State of Vermont vs. Elizabeth Thomas, indictment continued, cost taxed at \$6 49.

State of Vermont vs. Jabez Rogers, jun.—rule for a contempt of court; rule made absolute, fine \$20, cost \$12 50—execution issued 27th Jan. 1810.

A true statement.

DANIEL MATHERS, *Clerk.*

Civil and criminal causes, in favor of the state, on the Supreme court docket, in Franklin county, December term, A. D. 1809.

State vs. Jonathan Danforth, entered December term, 1807, for passing counterfeit bank bills, continued.

State vs. Eli Wead, entered December term, 1808, on note—defaulted this term, damages \$63 23, cost *dol.* 23, 84, whole, *dol.* 87 7.

State vs. Asa Horton, jun. entered this term, for passing counterfeit bank bills, Asa Horton, bail in *dol.* 500—bonds called out, and cost taxed at *dol.* 12 75.

State vs. Josiah Gibbs, entered this term, for passing

counterfeited bank bills, Abel Gibbs, bail in *dol.* 500—bonds called out, and cost taxed at *dol.* 12 75.

State vs. Samuel W. Smith, entered this term, for assault and battery, plead guilty, sentenced to pay a fine of *dol.* 50, and cost taxed at *dol.* 34 90—whole 84 90.

State vs. Amos Dunning, entered this term, for horse stealing; Martin Dunning bail in *dol.* 300, bonds called out, cost taxed at *dol.* 12 75.

State vs. Joshua Crockett, entered this term, for passing counterfeit bank bills, John Whitmore, bail in *dol.* 100, bonds called out, and costs taxed at *dol.* 12 75.

State vs. Theophilus Morrill, et ali, entered this term, on note, continued.

State vs. John Antisine, entered this term, arson—John Whitmore, bail in *dol.* 50, bonds called out, cost taxed at *dol.* 12 75.

State vs. Benoni Mudget, entered this term, perjury, nolle prosequi entered, no cost taxed.

State vs. Oliver Day, entered this term, for assault and battery, continued.

State vs. William Larabee, entered this term, for assault and battery, continued.

State vs. Samuel Benham, entered this term, for passing counterfeit bank bills—judgment guilty—sentenced to state's prison ten years, and pay cost taxed at *dol.* 48 81,

State of Vermont, Franklin county clerk, supreme court office, Oct. 8th, 1810.

I hereby certify the above to be a true statement of all the civil and criminal causes, on the docket of the supreme court, in Franklin county, at their December term, A. D. 1809.

Examined by JONATHAN JAMES, *Clerk.*

STATE OF VERMONT, } Statement of criminal causes,
County of Orange, ss. } es, in the Supreme Court,
September term, 1810.

State vs. Eliphalet Marsh, and Joseph Nichols, no appearance,

State vs. John Morrill, and Timothy Edson, defaulted, damages, *dol.* 458 98, cost *dol.* 20 17.

State vs. Ebenezer Cilley, and Hezekiah Hutchinson, no appearance.

State vs. Benjamin Sergents, and Benjamin Bundy, defaulted, damages, *dol.* 184 19, cost *dol.* 21 27.

State vs. Nathaniel Kilburn, and David Clark; no appearance.

State vs. Silas Alyre, defaulted, damages, *dol.* 69 9, cost *dol.* 22 65.

State vs. Benjamin B. M'Intire, bonds called out.

NEW ENTRIES.

State vs. William Carley, and Amasa Edson, defaulted, reviewed.

State vs. John Adams, and Samuel Austin, judgment for plaintiff, defendants reviewed.

State vs. Levi Thayer, and Labius Egerton, judgment for plaintiff, defendants reviewed.

State vs. Micah Ford, indicted for assaulting Betsy Ford, plead guilty, was sentenced to state's prison ten years, fined one dollar, cost *dol.* 48 39, committed.

State vs. Micah Ford, charged for counterfeiting, principal delivered—bail discharged, action not to be brought forward next term.

State vs. Wheeler Thurston, charged for assault, bail discharged, action not to be brought forward.

State vs. Johnathan Ford, bonds called out.

State vs. Jedediah French, bonds called out.

State vs. Jacob Spear, counterfeiting, bonds called out.

State vs. Mehitabil Woodbury, charged for counterfeiting, continued.

State vs. Benjamin B. M'Intire, *nolle prosequi*.

State vs. Stephen M'Connel, for assault—plead guilty, sentenced to ten years hard labor in the state's prison, fined one dollar, cost taxed, *dol.* 41 20.

State's Treasurer, vs. Elisha Ford, indicted for theft—bonds chanced *dol.* 100, cost *dol.* 20.

State's Treasurer vs. Richard Wilkins, indicted for challenging for a duel, continued.

State vs. Eleazer Walbridge, indicted for usury—action continued.

The foregoing is a true statement of all state and criminal causes, in the county of Orange, September term, Supreme Court, 1810.

Attest. ELISHA HYDE, *Clerk pro tem.*

Statement of State business, criminal and civil, Supreme Court, September term, 1810, at Danville, for Caledonia, Orleans, and Essex Counties.

Caledonia County, criminal business.

State vs. Joseph C. Bradley, for assault and battery, presented last term, continued, cost this term, \$2 17.

State vs. Otis L. Hidden, for forgery, continued, presented last term, cost this term, \$7 75.

State vs. Aaron Hanscomb, for counterfeiting, presented this term, and convicted, sentenced to state prison six years, cost, \$23 35.

State vs. Joshua Clement, for counterfeiting, presented this term, bonds called out, cost \$9 50.

State vs. Benjamin Hinman, for assault with intent to murder, presented this term, convicted and sentenced to state prison ten years, cost \$57 16.

State vs. Peter Page jun. for counterfeiting, presented in 1805, but not before arrested, bonds called out, cost \$9 50.

State vs. James M'Leran, for counterfeiting, presented this term, and continued, cost \$3 75.

State vs. James M'Leran, for burning a house, presented this term, and continued, cost, \$3 75.

Orleans county, none.

Essex county, none this term.

State vs. Levi Barnard, for swindling, presented last term, but not arrested until this term; tried, and Jury not agreed, Jury discharged, and continued by a greement of State's Attorney and respondent, cost not made up.

Civil suits, Caledonia county—old entries.

State's Treasurer vs. Abel Morrill, jun. and others, on new trial, judgment for plaintiff, defendants reviewed, cost for plaintiff, \$7.

State's Treasurer, vs. Nathaniel Bosworth, jun. and others, defaulted, damages \$87 91, cost \$19 99.

NEW ENTRIES.

State's Treasurer vs. William Mattocks, Judgment for plaintiff, reviewed by defendant, debt \$3000, cost, \$15 25.

State's Treasurer vs. Samuel Lancaster, defaulted, bond chancered to \$200, cost \$19 52.

State Treasurer, vs. Eleazer Pomeroy, defaulted, bond chancered to \$167, cost \$21 58.

State Treasurer, vs. John Stiles and others, defaulted, bond chancered to \$150, cost \$20 73.

State Treasurer, vs. John Wakefield, defaulted, bond chancered to \$167, cost \$25 24.

State Treasurer, vs. Nathan Barker, defaulted, bonds chancered to \$30, cost \$18 62.

State Treasurer, vs. Daniel Peasley, judgment for plaintiff, damages \$96 93, cost \$15 87.

ORLEANS COUNTY.

State Treasurer, vs. Eliphalet Bangs, old entry, continued, defendant out of State—order for notice, cost not made up.

NEW ENTRIES.

State Treasurer, vs. Silas Fisher, defendant out of state and continued, \$7 34.

State Treasurer, vs. Stephen Smith and Samuel Works, defaulted, bonds chancered to \$120, cost \$16 50.

State Treasurer, vs. Jonathan Webster and James Knapp, judgment for plaintiff, defendants reviewed debt \$200, cost \$18 85.

State Treasurer, vs. Jonathan Webster and James Knapp, judgment for plaintiff, defendants reviewed, debt \$200, cost \$18 85.

State Treasurer, vs. Foster Page, and Joseph C. Bradley, Judgment for plaintiff, reviewed by defendants, debt \$100, cost \$16 65.

ESSEX COUNTY—NEW ENTRIES.

State Treasurer, vs. Samuel Beech, and Christopher S. Bayley, judgment for plaintiff, reviewed by defendants, debt \$500, cost \$22 54.

County Clerk's Office, Oct. 12th, 1810—The foregoing is a statement of all the state business, civil and criminal, on the docket of said court, at the term aforesaid.

Attest, WILLIAM A. PALMER, *Clerk.*

Several indictments were presented at said term, against persons, but none of them being arrested, the names were not entered on the docket, nor returned.

The house adjourned.

Saturday, Oct. 13th, 1810, 9 o'clock A. M.

The house met pursuant to adjournment, and the Journals of yesterday were read.

On the petition of Samuel Pope, jun. Messrs. Leland, Noble, and Warner, were appointed a committee.

On the petition of the inhabitants of the town of Wallingford, Messrs. J. Smith, Warner, and Potter, were appointed a committee.

On the petition of Joseph Mott, Messrs. Munson, Duffee, and Eldrich, were appointed a committee.

On the petition of the selectmen of the town of Eden, Messrs. Blodget, Hunkins, and Conant, were appointed a committee.

On the petition of Thomas Law, Messrs. Gibson, Noyes, of Guilford, Palmer, and Wheelock, were appointed a committee.

On the committee, raised by the resolution of Mr. Farnsworth, to receive, sort and count the votes for representatives to congress, the following gentlemen were appointed—in the southwestern district, Messrs. Pratt, Holden, Rising, Johnson, and Church—in the northwestern district, Messrs. Olin, Farnsworth, D. Harrington, Borden, and Shepard—in the southeastern district, Messrs. T. Hutchinson, Hunt, Hatch, May, and Selden—in the northeastern district, Messrs. M'Lauchlin, Austin, Griswold, M. Rich, and Elkins.

The committee of contested elections to whom was referred the credentials of the two members from the town of Canaan, *made the following report, viz.*

To the General Assembly now sitting.

Your committee of elections to whom was referred the consideration of the credentials of Oliver Ingham, and Jesse Cooper, both of whom were returned as representatives from the town of Canaan, *beg leave to report.* That after carefully examining the subject, they are unanimously of opinion that Oliver Ingham, is entitled to a seat in this Assembly, as a representative from the town of Canaan.

HENRY OLIN, for committee.

Montpelier, Oct. 13, 1810.

Which report was read and accepted, and Mr. Ingham, was duly qualified and took his seat.

The petition of Lyman Hill, was read and referred to the committee raised on the petition of Joseph Mott.

The petition of John Dunbar, was read and referred to a committee of four, to join a committee from the Council.

Mr. James Fisk, on motion and leave, introduced the following resolution, viz.

Resolved, That a committee of four be appointed to join such committee as the Governor and Council may appoint, to take into consideration the propriety of providing some more certain and effectual mode of ascertaining of settling certain claims to landed property, and to enable creditors to recover their debts against debtors residing within this state, who conceal their property; and that the committee report by bill or otherwise.

Which resolution was read and adopted.

The petition from the town of Woodford, was referred to the second land tax committee, without reading.

The petition of David Lyman and others, was referred to the second land tax committee without reading.

The petition of David Lyman, jun. and others was referred to the second land tax committee without reading.

Mr. Leland from the committee appointed to wait on Mr. Wright, to return the thanks of this house, for his sermon delivered on Thursday last, and to request of him a copy thereof for the press, and also to inform him of his appointment as chaplain: *made report*, That the committee had waited on Mr. Wright, agreeably to the direction of the house, and had for answer, that Mr. Wright, would furnish a copy of his sermon for the press, and also gratefully accept the appointment of chaplain of General Assembly.

The petition of the inhabitants of the town of Highgate, was referred to the committee raised on the petition of the inhabitants of Wallingford, without reading.

The petition for a land tax on the town of Highgate, was referred to the third land tax committee, without reading.

The petition for an agricultural society was read and referred to a committee of four, to join such committee as the Governor and Council may appoint.

The petition for a land tax on Kirby, was referred to the second land tax committee without reading.

The petition of the selectmen of Chelsea, was read and referred to the committee of claims.

The petition of the inhabitants of Mount Tabor, for a land tax, was referred to the first land tax committee without reading.

The petition of Ephraim Strong, and Hiram Bigelow, was read referred to a committee of two to join such committee as the Governor and Council may appoint.

The petition of the inhabitants of Peru, for a land tax, read and referred to the third land tax committee without reading.

The petition of the inhabitants of Parkerstown, was read and referred to the second land tax committee.

The petition of Luke Hitchcock, was read and referred to the committee of claims.

The petition of Nathan Smith, was read and referred to the committee of new trials.

His Excellency the Governor attended by the Honorable the Council, appeared in the house, and after being duly qualified by the Chief Justice of the Supreme Court, delivered the followin SPEECH :

Gentlemen of the Council, and

Gentlemen of the House of Representatives,

IT has been the pleasure of my fellow-citizens once more by their free suffrages, to proffer me the important trust of chief magistrate of this state. I cannot but feel the highest sense of gratitude, for this repeated manifestation of their respect and confidence. But, while I view the important duties attached to the office, and the high responsibility, upon me to discharge those official duties to the honor and best interest of the state, and having at the same time a just sense of my inadequate talents, and the few advantages I have possessed to qualify me for public employment, and especially to act in the capacity of chief magistrate of this commonwealth, it is with the greatest diffidence I appear before you, and take upon me the solemn obligation duly to discharge the duties assigned me ; but relying on the candor and forbearance of a virtuous people, on your wisdom to direct in all the important concerns of the state,

and hoping for the guidance and blessing of that indulgent Providence, which has so often been displayed in the defence and prosperity of this rising state, I have accepted my appointment ; and shall endeavor as far as my abilities will admit, to discharge the duties devolving upon me, with impartiality and upright intentions.

We had, gentlemen, a right to expect, that the principles of justice and national honor, would long before this time, have caused Great Britain and France, to have revoked their unjust and oppressive orders and decrees, restored freedom to commerce, and left the United States in the full enjoyment of all their rights and privileges, to which, by the laws and customs of nations, we as neutrals, are entitled—that our impressed seamen, might have been permitted to embrace the bosom of their native country, and the ships and property of our merchants detained in foreign ports, restored to the possession of their rightful owners. But unhappily for the world, the two great rival powers of Europe, are still bent on the destruction of each other ; and neither being able to encounter his opponent in his own element, with hopes of success, they have adopted a mode of warfare, which essentially effects all neutral rights ; and every commercial state, has felt the bitter effects of their unrighteous policy.

All the nations of Europe, by intrigue, subsidies, and flatteries, on one hand, and terrors and the sword on the other, have been drawn or driven, to coalesce with one or the other of the contending parties, and enter the vortex of the unhappy war. And what has been their fate ? Not only the destruction of property, the loss of territory, their former independence, and the sacrifice of innumerable lives, but in the event, they have added immense strength to those two terrific powers, who menace all nations, and threaten destruction to the liberties of mankind. Great Britain in the course of the war, has augmented her marine force, by the addition of a great portion of all the ships of war in Europe ; and claims the dominion of the seas. France has been no less active. By her policy, and the unrivaled powers of her arms, she has combined almost the whole strength of continental Europe, under her banners. In this state of affairs, was it not for the superin-

tending and disposing power of Divine Providence, perpetual wars must be the lot of Europe. With what gratitude, gentlemen, ought we to contemplate the situation of our blessed country ! and with what exertions should we endeavor to support every measure of the general government, calculated to preserve it from the disasters that shake the powers of Europe ; and drench their fields with blood.

France, and Great Britain have each in their turns, exerted the utmost stretch of their policy, to induce the United States so depart from their neutral position ; and involve them in their destructive wars. But such has been the wisdom of the measures adopted and pursued by our general government, although we have to regret, that, for want of unanimity among ourselves, they, in some measure failed of their desired effect ; yet they have hitherto, preserved the inestimable blessing of peace, and prevented ensnaring alliances with either of the belligerents.

Situated as the United States are, at such a local distance from the powers at war, I see nothing dark or portentions in our affairs, but division among ourselves.—Union is the vital strength of every nation ; but especially of all republics.

Permit me, gentlemen, to recommend to you to pursue such salutary measures, and exercise that prudence, which, in your judgment, will have the greatest tendency to assimilate the feelings and unite the citizens of this State, promote friendship with our sister states, and a firm attachment to the government of the union.—Was every American heart barred against foreign influence, and suitably attached to the government and interest of his own country, we might put the powers of Europe at defiance. We have the means of wealth and improvement within our own territory ; and were we to turn our attention to our internal resources, and foster our infant manufactures, the belligerent nations of Europe would soon seek our friendship, court our trade, and render just retribution for the injuries they have done us. But notwithstanding all the privations by foreign powers, and the unhappy divisions among ourselves, we have yet these pleasing reflections. Our civil and religious liberties bestowed on us

by the God of nature, and guaranteed by the republican institutions of our country, remain unimpaired. The hand of industry is not slackened, and the poor have not wanted for that employment which has yielded them a comfortable support. The farmers and mechanics, are, by their improved economy, now discharging those debts they contracted, when commerce was in the most flourishing state ; and we are daily becoming more truly independent. The manufactures, in various parts of the country are encreasing with a rapidity unparalleled ; and the pride of Americans begin to be gratified with a dress of our own manufacturing. And I trust, the time is not far distant, when the citizens of these United States, instead of relying on foreign countries for their clothing, will be able not only to supply their own wants, but to export every kind of cotton, if not woollen goods ; and restore to the union that portion of specie, which has been drawn from us by the excessive use of foreign manufactured goods.

If any further legislative aid should be deemed necessary for the encouragement of domestic manufactures, I doubt not but they will receive from you all that support, which the circumstances of the state will admit.

We have recent intelligence that the Emperor of France has revoked his Berlin and Milan decrees ; and although this is not officially announced ; yet, we have little reason to doubt but the information is correct. If so, we may indulge the pleasing hope that the British orders, and all paper blockades will likewise be revoked ; and the commerce of the United States become free and unshackled—our flag unfurled in every sea, and our merchants importing wealth from every clime ; and should this happy event ensue, may we not learn wisdom from past experience ? No people can profit by commerce, when the balance of trade is against them. And have we not been too profuse in the use of foreign articles of merchandize ; which has caused the specie, that was flowing to America to depart our shores for England and the Indies ; and left us with a paper medium, limited in its circulation, and extremely embarrassing to internal commerce ? But this is not the extent of the evil. Were our farmers and mechanics to

examine past settlements with their merchants, would they not in too many instances, find, notwithstanding the high price of labor and produce, that their accounts were closed by notes on interest, which are gnawing like a worm at the root of their capital, or lying as a mortgage on their future labors.

The Militia, gentlemen, claim an honorable rank among the objects of your attention. They are the guardians of our rights, the repository of our liberties, and the bulwark of our independence. Mercenary troops may be led to destroy the fair temple of liberty, to trample on the rights of freemen, and trifle with the lives of their countrymen. But the militia have a common interest with their fellow-citizens, their property, their wives, their children, and their all, equally depending on the laws and fate of their common country, can never be made to surrender the blessings of freedom and the rights of independence, to any foreign foe or domestic usurper.

The improvement of the militia in that part of the state where I am most conversant, in equipments and military discipline, has exceeded my highest expectations;—and I doubt not but similar exertions have been made in every part of the state.

The provision made at the last session of the General Assembly, for procuring Field Pieces for the several companies of Artillery, although every proper exertion has been made, has failed of its desired object; for the reasons of which, I must refer you to the communications of the Commissary of Military stores.

The subject of the University of Vermont, was before the General Assembly at their last session, and remains with the unfinished business of the House. It will undoubtedly receive, at the present session, all that attention which the utility and importance of the institution merit. Of such moment is education, that it claims, not only the patronage of all legislatures, but of every friend to the happiness of mankind. It is the suppressor of vice, and the handmaid of virtue. In a republic like ours, it is one of the grand pillars which support the structure of independence. Trace the annals of the world, and you will find, wherever ignorance has prevailed, the people have been

soon crushed by the power of despotism; and become the sport of tyrants.

Your attention, gentlemen, ought not to be wholly confined to the higher institutions of literature; neither should the means of knowledge be restricted to one class of the people, but liberally imparted to all. Every citizen ought to be so far instructed in the sciences as to be able to participate the blessings of society, comprehend the nature of government, and the benediction of liberty. A people thus enlightened, and possessing a knowledge of their rights, will not be defrauded of them by any specious impostor, or surrender them but with their lives.

All the official communications made to me, during the recess of the Legislature, for your consideration, will be seasonably laid before you.

I shall, gentlemen, at all times, cordially unite my endeavors with yours, to promote the best interest of the State; hoping, that under Divine Protection, we may enjoy a prosperous session. JONAS GALUSHA."

After his Excellency had retired, the Governor's speech was taken up and read by the Secretary of State.

When on motion of Mr. T. Hutchinson, that part of his Excellency's speech that relates to manufactures, was referred to the manufacturing committee, and that part of his Excellency's speech that relates to the militia, was referred to the military committee.

On motion of Mr. Griswold, that part of his Excellency's speech that relates to the University of Vermont, was referred to a select committee of seven from this house, to join such committee as the Governor and Council may appoint.

On motion of Mr. Fisk, the whole of his Excellency's speech was referred to a committee of three, to draft and report an answer thereto.

Mr. T. Hutchinson, on motion and leave, introduced the following resolution, viz.

Resolved, That, that part of his Excellency's communication that relates to the promotion of literature among our citizens at large, be referred to a select committee of five, from this house, to join such committee as the Governor and Council may appoint.

Which resolution was read and adopted.

The petition of Stephen R. Bradley, was read and referred to a committee of three, to join a committee from the Council.

On motion, of Mr. Pratt, the second land tax committee was dismissed from the consideration of the petitions from the town of Woodford, the petition of David Lyman, jun. and others, and the petition of David Lyman, and others, and they were referred to the third land tax committee.

The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

Mr. George Robinson, produced his credentials as a representative from the town of Burlington, and he was duly qualified and took his seat.

On the petition of Stephen R. Bradley, Messrs. Aiken, Brown, and Mason, were appointed a committee.

On the committee to whom was referred that part of his Excellency's speech that relates to education in general, Messrs. Leland, R. Graves, A. Lyon, Fuller and Lethrop, were appointed.

On the petition of Ephraim Strong, and Hiram Bigelow, Messrs. Conant, and Stewart, were appointed a committee.

On the petition for an agricultural society, Messrs. P. Burton, Moore, E. Graves, and Philips, were appointed a committee.

On the committee raised by the resolution introduced by Mr. James Fisk, in the morning, Messrs. J. Fisk, B. Clapp, Webster, and Keyes, were appointed.

On the petition of John Dunbar, Messrs. Peck, Dudley, Aldrich, and C. Fisk were appointed a committee.

On the committee raised by motion to draft and report an answer to his Excellency's speech, Messrs. Leland, Hutchinson, and Griswold were appointed.

On the committee raised by motion to take into consideration that part of his Excellency's speech that relates to the University of Vermont, Messrs. J. Fisk, T. Hutchinson, May, J. Smith, Kinne, Farnsworth, and Baxter, were appointed.

Mr. Whitney, on motion and leave, introduced the following resolution, viz.

In General Assembly, Oct. 13, 1810.

Resolved, The Governor and Council concurring herein, that both houses meet in the representative's room, on Tuesday next, at the opening of the house, for the purpose of appointing the Judges of the Supreme Court.

Which resolution was read and adopted.

Mr. E. Graves, on motion and leave, introduced the following resolution, viz.

In General Assembly, Oct. 13, 1810.

Resolved, That the two houses meet in county convention, at 4 o'clock of Tuesday next, for the purpose of making their nominations of county officers; and that they meet in joint committee in the representative's room at the opening of the house on Wednesday morning next, for electing such officers.

Which resolution was read and adopted.

The petition for a land tax on Brownington, was referred to the second land tax committee without reading.

The petition of the inhabitants of Navy, for a land tax, was referred to the second land tax committee, without reading.

The petition of John Norton, jun. was read and referred to the committee of new trials.

The petition of sundry individuals in favor of John Norton, jun. was read and referred to the same committee.

The petition of Ebenezer Twis, was read and referred to the committee of suspensions.

The petition of Amri Patterson, was read and referred to the same committee.

The petition of Truman Powell was read and referred to the same committee.

The petition of Wardsborough north district, was read and referred to a committee of four, to join a committee from the Council.

The petition of the inhabitants of Wardsborough south district, was referred to the committee raised on the petition of Wardsborough north district, without reading.

The house adjourned.

Monday, Oct. 15th, 1810, 9 o'clock A. M.

The house met pursuant to adjournment, and the journals of Saturday were read.

Mr. Ebenezer Marvin, presented his credentials as a representative from the town of Shelden, and was duly qualified and took his seat.

On the petition of the inhabitants of Wardsborough north district, Messrs. Harriss, Painter, and Barnum, were appointed a committee.

The petition of William Slade, jun. was read and referred to the committee of claims.

Mr. William Spencer, produced his credentials as a representative from the town of Corinth, and he was duly qualified and took his seat.

The petition of South and Middle Hero, was read and referred to the committee raised on the petition of the inhabitants of Middletown.

The committee of suspensions to whom was referred the petition of Ebenezer Markham, stating that he had for a long time been confined in the common gaol in Middlebury, on execution founded on civil process; that he is totally unable to pay the same; that from a paraletick shock he has almost lost his speech, and the use of his limbs, and that exercise is, as he is advised by his physicians, necessary to his comfort, and even his existence; and further that an act had been heretofore passed liberating him from his confinement aforesaid, and that the act was about to expire, and further praying this Assembly to pass an act continuing the aforesaid act in force for the term of five years, or a new act liberating him as above; *Made report*, That the facts stated in the petition are true, and that the prayer thereof ought to be granted, and that the petitioner have leave to bring in a bill accordingly.

Which report was read and accepted.

The committee to whom was referred the petition of Beriah Loomis and others, stating that they had made discoveries of various mineral ores, on their lands, and on lands which they propose to purchase, in the town of Thetford, more especially rich lead ores, and praying that they may be incorporated by the name of the *Orange Mineral Company*: *Made report*, That they had taken the pe-

tition into consideration, and are of opinion that the prayer of the petition ought to be granted, and that the petitioners have leave to bring in a bill accordingly.

Which report was read and accepted.

The same committee to whom also was referred the petition of William Child and others, stating that they had also expended considerable sums of money in exploring for ores, mines and mineral substances, and that they had made some discoveries of several veins of led ores, in the town of Thetford, which seem to promise something valuable to themselves and the public, and therefore praying an act incorporating them and their associates, by the name of the *Thetford Mineral Company*: *Made report*, That they have taken the petition into consideration, and are of opinion that the prayer of the petition ought to be granted, and leave given to bring in a bill accordingly.

Which report was read and accepted.

The petition of Silas Wright, was read and referred to a committee of three, to join such committee as the Governor and Council may appoint.

The petition of the landowners of Fairfield, for a land tax, was referred to the third land tax committee without reading.

The petition of Abel Morrill, was read and referred to the committee of suspensions.

The petition of the inhabitants of Warren, for a land tax, was referred to the third land tax committee without reading.

The petition of Abijah H. Hall, was read and referred to the committee of suspensions.

The auditor of accounts in the Treasury department made the following report, viz.

The State of Vermont, in account current with Benjamin Swan, Treasurer, 1810. *Dr.*

To cash paid the debentures of the General Assembly, and contingent expences,	\$10,973 04
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To cash paid the supreme court, one quarter's salary, ending 1st Oct. 1809, and three quarters, ending 1st July, 1810,	\$2,800
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Deducted for fees on civil actions	1,403 20,	\$1397 80
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To cash paid the several state's attornies,	2,450
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To cash paid for superior court orders,	7,253 56
To cash paid for auditor's orders,	2,931 42
To cash paid for Wolf certificates,	600 00
To cash paid for militia abatements,	240 06
To cash paid the ballance of the thirty thousand dollars, appropriated for State Prison,	1649 77
Paid the additional grant of 5,000,	6649 77
To cash paid the superintendent of State Prison,	5,492 48
To cash paid the visitors of State Prison,	191 47
To cash paid the surveyor of state house,	215 47
To cash paid on account of new compiled laws,	541 26
To cash paid on account of Governor's salary,	250 00
To cash paid the Treasurer's salary,	400 00

\$41,299 95

Balance remaining in the Treasury, 17,405 99

\$58,704 97

1810.

Cr.

By balance remaining in the Treasury last settlement, \$21,398 81

By cash received of Orleans committee, being overcharged upon debentures of said county, 3 00

By cash received for interest on arrearages, 209 59

By cash received of the several state's attornies, 10,276 43

By do. for pedlars licences, 57 00

By do. for law books, 361 37

By cash received of Secretary for private petitions, 4 00

By cash received for taxes, 26,395 47

\$58,704 94

The foregoing is an accurate statement of the Treasurer's accounts from the 14th day of September, 1809, to the 14th day of September, 1810, by which it appears, that on the said 14th day of September, there was remain-

ing in the Treasury, seventeen thousand four hundred and five dollars, and ninety-nine cents, which is respectfully submitted.

TH: LEVERETT,

Auditor of accounts in the Treasury department.

Which was read and ordered to lie on the table.

The committee appointed to revise and report the unfinished business of the last session, made the following report, viz.

To the Hon: General Assembly now sitting.

Your committee appointed to revise and report on the unfinished business of the last session, report as follows :

An act for the Waltham turnpike company.

An act in addition to an act regulating the payment of rates.

An act to authorise the proprietors of that tract of land called Caldersburg, to ratify a division.

An act regulating the suits, respecting landed property.

An act in addition to, and amendment of an act, for the purpose of founding the University at Burlington.

An act laying a tax of three cents per acre on the land in Westmore.

An act annexing St. George's Gore to the town of Williston.

An act establishing the county buildings in the county of Orleans.

An act appointing a committee to alter the line between the towns of Shelden, Highgate, Swanton, and Fairfield.

An act for a toll bridge, over the narrows of Lake Memphramagog.

An act appointing a committee to examine the towns of Randolph, Royalton, Bethel, and Tunbridge.

An act providing for the purchase of fire arms, for this state.

An act altering the name of Middle-Hero.

An act laying a tax on Newark.

An act for the support of Schools.

An act granting relief to Moses Wallace.

An act relating to idle and disorderly persons.

An act establishing a corporation, by the name of the Windsor aqueduct company.

An act directing the Treasurer to pay Daniel Putman, the sum therein mentioned.

PETITIONS.

The petition of Daniel Brooks and others, for a Turnpike.

The petition for a turnpike road, through Plymouth.

The petition for a turnpike road, from Connecticut river to Washington.

The petition of Moses Strong and others, for a turnpike.

The petition for a turnpike in Arlington.

The petition for a turnpike in Middletown.

The petition for a turnpike through Poultney.

The petition for a turnpike through Clarendon.

The petition for a road from Pittsfield to Salisbury.

The petition of Hartford, for a road from the court-house in Woodstock to the mouth of White river.

The petition for a tax on Derby, Salem, Newark, East-Haven, Granby, and Guildhall.

The petition for a land tax in Salem.

The petition of the inhabitants of Parkerstown, for a land tax.

The petition of Jonathan Danforth.

The petition of Prudence Murdock.

The petition of sundry inhabitants of Westfield, Duxbury, and Moretown.

The petition of Ebenezer Marvin.

The petition for a medical society in Caledonia.

The petition of Daniel and Gideon Ormsby, against Samuel Hitchcock, and E. W. Keyes.

The petition of the town of Barton, for a right of land.

The petition of the inhabitants of the town of Vershire.

The petition of the proprietors of Orange.

The petition of Eli Evart.

The petition of the trustees of Middlebury Colledge.

The petition of Jonathan Fasset, Esq.

The petition of Jesse Fairchild, and Wyman Chamberlin.

The petition of Russel Corning, for the removal of Chittenden county buildings.

The petition of Deweysburgh, to be annexed to the town of Peacham.

The petition of Eleazer Flagg, and Rufus Parker, for a division of Mount-Tabor.

The petition of sundry inhabitants of the county of Bennington, for a county and market road.

The petition of the inhabitants of Essex county.

The petition of Gad Langdon and others.

The petition of Betsy Lakin.

The petition of the inhabitants of Coit's Gore.

The memorial and remonstrance of sundry inhabitants of Bakersfield.

The account of Capt. Josiah Dunham.

All which is humbly submitted by,

ELEAZER MAY, for committee.

Which report was read and ordered to lie on the table.

The bill entitled an act, in addition to an act, entitled "An act, for the support of schools," referred from last session to this, was called up, and referred to the committee to whom was referred that part of his Excellency's speech that relates to education in general.

The bill entitled an act, in addition to, and amendment of an act, entitled "an act establishing a University at Burlington," referred from last session to this, was called up, and referred to the committee to whom was referred that part of his Excellency's communication that relates to the University of Vermont.

The petition of Moses Strong and others, referred from last session, was called up, and referred to the turnpike committee.

The account of Capt. Dunham, vs. the State, referred from last session to this, was called up, and referred to the committee of claims.

The committee appointed to sort and count the votes for representatives to congress were called on the floor of the house, and duly sworn to the faithful discharge of their trust.

Mr. Delano, on motion and leave, introduced the following resolution, viz.

In General Assembly, Oct. 15, 1810.

Resolved, That a committee consisting of a member from each county be appointed, to join such committee as the Governor and Council may appoint, to take into con-

consideration and investigate the situation of the state bank; and report by bill or otherwise.

Which resolution was read and adopted.

The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

On the resolution relating to the state bank, introduced by Mr. Delano, in the morning, Messrs. Henry, Noyes of Brattleboro', Hendee, Delano, Hoyt, Spencer, G. Robinson, J. W. Dana, Fay, Willey, Foot, and A. Hall, were appointed a committee.

On the petition of Silas Wright and others, Messrs. E. Graves, D. Whitney, and Sanford, were appointed a committee.

The committee to whom was referred the petition of Jonathan Hastings, stating that at the supreme court holden at Bennington, in January, 1810, judgment was rendered against him, and one Luke Noble, on a bond of recognisance, taken to the Treasurer of the State for the appearance of one Frederick Braudy, indicted for counterfeiting, for the sum of \$1000, damages, and for the sum of \$16 51, costs of suit; that he has ample landed securities in his hands, the property of the said Braudy, to secure said sum, but that it is wholly out of his power to dispose of the same, so as to meet the payment of the execution at present; and further, that he has paid already, \$200, on said execution; and praying that the collection of the remainder may be suspended for the term of one year, upon his giving landed security to the State, to double the amount now due; *Made report*, That they have examined into the truth of the facts stated in the petition, and are clearly of opinion that the prayer of the petition ought to be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The petition of Betsy Lakin, referred from last session to this, was called up and leave given to the petitioner to withdraw the petition.

The bill entitled an act, to revive and continue in force an act therein mentioned, brought in pursuant to report

of committee, was read the first time, and committed to the petitioner for amendment.

The petition of William Potter, jun. was read and referred to the committee raised on the petition of Silas Wright and others.

The petition of the mechanics of Windsor, was read and referred to the manufacturing committee.

The petition of Leonard Farwell, was read and referred to the turnpike committee.

The petition for a medical society was read and referred to a committee of four, to join a committee from the Council.

The bill entitled an act, appointing a committee to examine the towns of Randolph, Royalton, Bethel, and Tunbridge, referred from last session, was called up and referred to a committee of four, to join a committee from the Council.

The petition for a turnpike in Arlington, referred from last session to this, was called up and referred to the turnpike committee.

The bill entitled an act, in addition to an act, entitled "an act regulating the collection and payment of rates," referred from last session to this, was called up and referred to a committee of three from this house.

The bill entitled an act, supplementary to an act, in addition to an act, entitled "an act for the purpose of regulating suits respecting landed property, and directing the mode of proceeding therein, passed Nov. 5th, 1800," and to extend the benefit of the same, referred from last session to this, was called up and referred to the committee raised by Mr. Fisk's resolution relating to landed property.

The bill entitled an act, providing for the purchase of fire arms, for the militia of this state, referred from last session to this, was called up and referred to the military committee.

The bill entitled an act, relating to guardians appointed over drinking, idle and disorderly persons, referred from the last session to the present, was called up and referred to a committee of three.

The petition of Daniel Brooks and others, referred from

the last session, was called up and referred to the turnpike committee.

The petition of sundry inhabitants of Fairlee, West-Fairlee, Corinth, and Washington, referred from last session, was called up and referred to the Turnpike committee.

The bill entitled an act, for a toll bridge over the narrows of lake Memphramagog, mislaid the last session, was called up, and together with the petition accompanying, referred to a committee of four to join a committee from the Council.

The petition for land taxes on Derby, Salem, Newark, East Haven, Granby, and Guildhall, referred from last session to this, was called up and referred to the third land tax committee.

The petition of Stephen Eaton and others, was read and referred to the third land tax committee.

The petition for a turnpike through Orange, was read and referred to the Turnpike committee.

The petition of sundry inhabitants of Bennington county, for a market road, referred from last session, was called up, and together with the remonstrance thereto, referred to a committee of three from this house.

The petition of Gad Langdon and others, referred from last session, was called up and referred to a committee of four, to join a committee from the Council.

The petition of the inhabitants of Swanton, for a toll bridge, was read and referred to the committee raised on the bill for a toll bridge over the narrows of lake Memphramagog.

Mr. Hatch, on motion and leave, introduced the following resolution, viz.

In General Assembly, Oct. 15, 1810.

Resolved, The Governor and Council concurring herein, that both houses meet in the representative's room, tomorrow morning, at ten o'clock, for the purpose of electing an auditor of accounts against the state, and also a Surveyor General.

Which resolution was read and adopted.

A bill entitled an act to suspend the collection of a debt against Jonathan Hastings, and Luke Noble, brought in,

pursuant to report of committee, was read the first time, and ordered to a second reading.

On motion of Mr. Olin, the house proceeded to ballot for an auditor of accounts in the treasury department, and Thomas Leverett, was duly elected and sworn.

The house adjourned.

Tuesday, Oct. 16th, 1810, 9 o'clock A. M.

The house met pursuant to adjournment, and the Journals of yesterday were read.

On the petition for a medical society, Messrs. Olin, Stone, Willoughby, and Patrick, were appointed a committee.

On the bill, entitled an act, in addition to an act, entitled "an act regulating the collection and payment of rates. Messrs. Willard, J. Burton, and J. Kimball, were appointed a committee.

On the bill, entitled an act relating to guardians appointed over drinking, idle and disorderly persons, Messrs. Thayer, G. Hatch, and Thurston were appointed a committee.

On the petition of Gad Langdon and others, Messrs. P. Perkins, Gains, Topliff, and P. Robinson, were appointed a committee.

On the bill, entitled an act appointing a committee to examine the towns of Randolph, Royalton, Bethel, and Tunbridge, Messrs. A. Beebe, jun. Utley, Dyer, and Segar, were appointed a committee.

On the bill, entitled an act for a toll bridge over the narrows of Lake Memphramagog, Messrs. Farnsworth, Griswold, Marvin, and Bingham, were appointed a committee.

On the petition for a county and market road, in the county of Bennington, Messrs. Bayley, Gardner, and Deming, were appointed a committee.

The committee appointed on the petition of Silas Wright and others, was on motion of Mr. E. Graves, made a joint committee.

The bill, entitled an act to suspend the collection of a debt against Jonathan Hastings, and Luke Noble, was read the second time, passed, ordered to be engrossed and

sent to the Governor and Council, for their revision and concurrence, or proposals of amendment.

The petition of John Fuller, was read and referred to the committee of claims.

The petition of a part of the proprietors of Mount-Tabor, referred from last session, was called up and referred to the committee on the petition of Mount-Tabor.

The petition of the inhabitants of the second division of Bristol, for the revival of a land tax : The petition of the inhabitants of Bristol, for the repeal of a land tax act ; and the petition of the inhabitants of the town of Lincoln, were all of them referred to the third land tax committee without reading.

The petition of Silas Hathaway, was read and referred to the committee of insolvency.

In pursuance of previous appointment the Governor and Council met the house in joint committee, and transacted the following business, as appears from the journal of their clerk, viz.

In Joint Committee, Oct. 16, 1810.

Resolved, That whenever both houses shall meet in joint committee during the present session, his Excellency the Governor, or in his absence, the Lieut. Governor shall be chairman ; and the Secretary of State, or in his absence, the secretary of the Governor and Council shall be clerk of said committee.

Agreeably to a concurrent resolution of both houses of the 13th instant, the Governor and Council, and General Assembly met in joint committee, for the purpose of electing the Judges of the Supreme Court, for the year ensuing.

His Excellency the Governor in the chair.

TH : LEVERETT, Clerk.

The ballots being taken, sorted and counted, it appeared that the Hon. Royal Tyler, Esq. was elected chief judge ; and the Hon. Theophilus Herrinton, and the Hon. David Fay, Esqrs. side, or assistant judges of the supreme court of judicature and chancery, for the year ensuing.

The joint committee then dissolved.

Attest. TH : LEVERETT, Clerk.

In Joint Committee, Oct. 16, 1810.

Agreeably to a concurrent resolution of both houses of

the 15th inst. the Governor and Council, and General Assembly met in joint committee, for the purpose of electing an Auditor of accounts against the State, and also a surveyor general for the year ensuing.

The ballots being taken, sorted and counted, for Auditor of accounts against the State, it appeared that Alexander Hutchinson, Esq. was elected.

The ballots being taken, sorted and counted for surveyor general, it appeared that Joseph Beeman, jun. was elected.—The joint committee then dissolved.

Attest. TH : LEVERETT, Clerk.

The Governor and Council having retired, the house proceeded with business.

The petition of the inhabitants of Moretown, for a new county, was read and ordered to lie on the table.

The petition of the inhabitants of Worcester, for a new county, was also read and ordered to lie on the table.

The petition of the inhabitants of Worcester, for a land tax, was referred to the first land tax committee without reading.

The petition of sundry inhabitants of Brookline, was read and referred to the committee raised on the petition of Wardsborough north district.

The petition for a land tax on Morgan, was referred to the second land tax committee, without reading.

The petitioner to whom was referred the bill, entitled an act for the relief of Ebenezer Markham, for amendment, reported the same as amended, and it was read the first time, and ordered to a second reading.

The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

The petition of Catherine Buel, was read, and on motion, the petitioner had leave to withdraw her petition.

The petition of John Levake, was read and referred to the committee of new trials.

The petition of Seth Wetmore, sheriff of Franklin county, was read and referred to a committee of four, to join a committee from the Council, with directions to report by bill or otherwise.

The remonstrance against the land tax on Woodford, was read and referred to the third land tax committee.

The petition of Parly Davis, was read and referred to the committee of claims.

The petition of sundry inhabitants of Roxbury and Bakersfield, for a new town, was read and referred to the committee raised on the petition of Wardsborough north district.

The petition of Clark Conant, was called up and referred to the committee raised on the petition of Gad Langdon and others.

The committee to whom was referred the petition of Thomas Law, stating that he is an alien, that he has considerable sums due to him, and is offered lands in this state, in payment ; and that he is likewise desirous of vesting property to a considerable amount, in manufactures, in this state ; for the safety whereof, he must depend on the laws of this state to enable him to acquire and defend real property, in the same manner as citizens of this state are authorised to do ; and as he has already obtained acts for that purpose in other states, and praying the General Assembly, to grant him the same privilege : *Made report*, That the facts therein stated are true, and that the prayer thereof ought to be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly. And the petitioner brought in a bill entitled an act, granting relief to Thomas Law, which was read the first time, and ordered to a second reading.

The committee to whom was referred the petition of Samuel Pope, jun. stating that he is now confined in the gaol in Woodstock, upon the charge of having passed a counterfeit bank note, and has not been able to procure bail for his appearance, at the supreme court, next to be holden at Woodstock, on the third Tuesday of August next, that he finds that said gaol is very injurious to his health, and that if he could be allowed the privilege of being removed from Woodstock, to the state prison, he would conform to all the laws and regulations of said prison, until the sitting of the supreme court ; and praying that an act may be passed to that effect : *Made report*.

That the prayer of the petition ought to be granted, and have leave to bring in a bill accordingly.

Which report was read and accepted, and the petitioner brought in a bill for the removal of Samuel Pope, jun. to the state prison, which was read and ordered to lie on the table.

The petition of Joseph Breck, was read and referred to the committee of suspensions.

The petition of Samuel Dakin and others, was read and referred to the committee on manufactures.

Mr. Noyes of Guilford, on motion and leave, introduced the following resolution, viz.

In General Assembly, Oct. 16, 1810.

Resolved, That his Excellency the Governor, be requested, by and with the advice of the Council, to appoint the first Thursday of December next, to be observed as a day of public thanksgiving and praise throughout this state.

Which resolution was read and adopted.

The petition of Obadiah Walker, was read and referred to the turnpike committee.

The petition of Caleb Farrer, was read and referred to the committee of suspensions.

The committee to whom was referred the petition of Hiram Bigelow, and Ephraim Strong, stating that the said Bigelow was deprived of his mother by death, while he was a child; and that his father gave him to the said Ephraim Strong, who never expecting any natural heirs, wished that the said Hiram might mostly inherit his estate; and therefore praying that the name of the said Hiram Bigelow may be altered to that of Hiram Strong: *Made report,* That the facts stated in the petition are true, that the prayer thereof ought to be granted, and that leave ought to be granted to bring in a bill accordingly.

Which report was read and accepted; and the petitioners brought in a bill, entitled an act altering the name of Hiram Bigelow, which was read the first time; and ordered to a second reading.

The petition of the inhabitants of Deweysburgh, to be annexed to the town of Peacham, referred from last session to this, was called up and referred to a committee of four, to join a committee from the Council.

The house adjourned.

Wednesday, Oct. 17th, 1810, o'clock A. M.

The house met pursuant to adjournment, and the Journals of yesterday were read.

On the petition of the inhabitants of Deweysburgh, to be annexed to Peacham, Messrs. L. Harrington, Ingals, J. Perking, and Hemingway, were appointed a committee.

Mr. Griswold, was on motion excused from serving on the committee of new trials, and Mr. G. Palmer, appointed in his room.

On the petition of Seth Wetmore; Messrs. A. Lyon, Baxter, and T. Hutchinson, were appointed a committee.

The bill entitled an act, altering the name of Hiram Bigelow, was read the second time, passed, ordered to be engrossed and sent to the Governor and Council, for revision and concurrence, or proposals of amendment.

The bill entitled an act granting relief to Thomas Law, was also read the second time, passed, ordered to be engrossed and sent to the Governor and Council, for revision and concurrence, or proposals of amendment.

The petition of Asahel Noble, was read and referred to the committee of new trials.

The petition of Josiah Edson, was read and referred to the committee of suspensions.

The remonstrance of Abigail Holton, against the petition of Josiah Edson, was read and referred to the same committee.

The petition of the proprietors of Sheffield, was read and referred to a committee of four, to join a committee from the Council.

In pursuance of previous appointment the Governor and Council met the house in joint committee, and transacted the following business, as appears from the return of their clerk.

In Joint Committee, Oct. 17, 1810.

Agreeably to a concurrent resolution of both houses of the 15th inst. the Governor and Council, and General Assembly met in joint committee, for the purpose of receiving the nomination of county Officers, from the several

counties, and to make the appointment of such Officers.
His Excellency the Governor in the chair.

TH: LEVERETT, Clerk.

BENNINGTON COUNTY.

The representatives from Bennington county presented their nomination of County Officers; which being read, The Hon. Gideon Olin, Esq. was elected chief judge, Hon. Josiah Wright, and Josiah Rising, Esqrs. side or assistant judges of the county court.

David Robinson, Esq. Sheriff

Isaac Burton, Esq. High Bailiff.

Richard Skinner, State's Attorney.

Josiah Wright, Esq. Judge of Probate for the District of Bennington.

Richard Skinner, Esq. Judge of Probate for the District of Manchester.

JUSTICES OF THE PEACE.

Readsborough, Joshua Dupy.

Stamford, Otis Philips, James Millard, Edward Richmond.

Pownal, Jesse Blackinton, Caleb Gibbs, Obadiah Dunham, Samuel Card, Samuel Wright, Thos. Brownell, 2d.

Bennington, William Henry, jun. Benjamin Fasset, Aaron Hubbell, William Hawks, Martin Norton, Jonathan E. Robinson.

Woodford, Elkanah Danforth.

Shaftsbury, Jacob Galusha, Amos Huntington, Peter Wright, Francis Mattison.

Arlington, Sylvester Deming, Jonathan Baker, John Herrington.

Sandgate, George Peck, Eleazer Hurd, John Frost, Asa N. Randall, Sherman Prindle.

Sunderland, Edmund Graves, James Wheat, John F. M. Bradley.

Manchester, Thomas Bull, Thaddeus Munson, Samuel Benedict, David Brooks, Joel Pratt, 2d.

Winball, Asa Beebe, jun. Francis Kidder, Jacob Hale, Peru, Peter Dudley, Reuben Bigelow.

Landgrove, Peabody Utley, Daniel Tuthill.

Dorsett, John Shumway, Stephen Martindale, Humphry Richardson.

Rupert, Josiah Graves, Grove Moor, Ichabod Baker, John Weed.

WINDHAM COUNTY.

The Representatives from Windham County presented their nomination of county officers; which being read,

The Hon. James Roberts, esq. was elected chief judge, Hon. John Aiken, and

Jairus Hall, esqrs. side or assistant judges of the county court.

Mark Richards, esq. Sheriff.

William C. Bradley, esq. State's Attorney.

Gilbert Dennison, esq. Judge of Probate for the district of Marlborough.

Elijah Knight, esq. Judge of Probate for the district of Westminster.

Josiah Taft, High Bailiff.

JUSTICES OF THE PEACE.

Athens, James Shafter, Daniel Fuller, Thaddeus Alexander.

Acton, Amos Hale.

Brattleboro', Lemuel Whitney, John Noyes, Waitstill Orvis, John Steward, Jacob Stoddard, Silas Beeve.

Brookline, Timothy H. Whitney, Peter Benson.

Dummerston, Jason Duncan, Seth Hudson, Rufus Moore, Samuel Knight, Asa Black, Marshal Miller.

Guilford, John Noyes, William Bigelow, Samuel Shepardson, Elihu Field, Aaron Barney, Jonah Cutting.

Grafton, Enos Lovell, Peter Whitcomb, Barzillia Burgess, Thomas Palmer.

Hallifax, Benjamin Henry, Darius Bullock, Stephen Otis, jun. James Plumb, James Hatch.

Jamaica, Ezra Livermore, Amos Howard, 2d. Benjamin Muzzy, Zelotes Skinner.

Londonderry, John Wakefield, James Hopkins, John Gibson, Benjamin Baldwin.

Marlboro', Jonas Whitney, Eli Halliday, Bildad Adams, John Philips, Joseph Olds.

New-Fane, Martin Field, Elijah Elmer, Sylvanus Sherwin, Paul Holland, Joseph Ellis, Jason Duncan, jun.

Putney, Noah Sabin, jun. Asahel Webster, Asa Washburn, Joseph Winslow, Phinehas White, Willard Taft, Theophilus Crawford.

Rockingham, Abraham Byington, Solomon Wright, Calvin Webb, Joseph Weed, David Campbell.

Somerset, Nahum Grout.

Sratton, Samuel Boutell, George Oliver.

Townsend, John Dyer, Samuel Kingsbury, Silas Ball, Joseph Tyler, jun.

Vernon, Cyrus Washburn, Amasa Allton.

Wardsboro' N. district, Asa Wheelock, Nathaniel Cheney, Perly Fairbanks, Samuel Kelley.

Wardsboro' S. district, Abner Perry, Reuben Dean.

Westminster, John Sessions, Samuel Chipman, Eliakim Spooner, Elijah Ranney, Ephraim Ranney, jun. John Tuthill.

Whitingham, Jabez Foster, Amos Brown.

Wilmington, Chipman Swift, Timothy Castle.

Windham, Richard Kelley, Amos Emery, Peter Aiken.

RUTLAND COUNTY.

The Representatives from Rutland county, presented their nomination for county officers; which being read.

The Hon. Isaac Clark, esq. was elected chief judge,

Hon. Pliny Smith, and

Amos Thompson, esqrs. side or assistant judges of the county court.

Eleazer Flagg, esq. Sheriff.

Rollin C. Mallary, esq. State's Attorney.

Ralph Page, esq. High Bailiff.

Caleb Hendee, jun. Judge of Probate for the district of Rutland.

William Ward, Judge of Probate for the district of Fairhaven.

JUSTICES OF THE PEACE.

Danby, John H. Andrews, Zoath Allen, Henry Merrick, jun.

Pawlet, Gideon Adams, Ezekiel Harmon, Ephraim Fitch, Titus A. Cook, Oliver Hanks.

Mount Tabor, Gideon Tabor.

Wells, Ira Mix, Shubal Lamb, Joseph Button, David Lewis.

Middletown, Jonas Clark, jun. Jacob Burnham, Thomas Huntington, Enos Clark, Russel Barber, Stephen Frisbee.

Wallingford, Joseph Randall, Eliakim H. Johnson, William Fox, Rufus Buckland, jun. Andrew Hewitt.

Mount Holly, John Crawley, Stephen Clark, Stephen Tucker.

Strewsbury, David Holden, John Kilburn, jun. William Marsh, Noah Sparhawk.

Clarendon, Thomas Stewart, Moses Chaplin, Randal Rice, Seba French, John Hill, Charles Simmons.

Ita, Preserved Fish, James Herrinton, Nathan Collins, Salmon Kingsley, Jason Newton.

Castleton, David Sanford, Jeremiah Brown, John Mason, Robert Temple, Daniel Eaton, Ludlam Parsons, Endearing Parsons.

Fairhaven, Silas Safford, Isaac Cutler, Samuel Stannard, Salmon Norton.

Westhaven, Oliver Church, Jonathan Orms, Artemas Wyman.

Benson, Asa Standish, Reuben Nash, Reuben Parsons, Chauncy Smith, Daniel Root.

Hubbardton, Gideon Horton, James Whelpley, Elisha Walker, Joseph Churchill, David Rumsey.

Parkerston, Phillip Perkins, Benjamin Farmer, Johnson Richardson.

Sherburn, Nathaniel M. Fuller, William Tripp, Elisha Esterbrooks.

Orwell, Joab Smith, Wesley Perkins, Dorus Bascom.

Sudbury, Joseph Warner, John Jackson.

Philadelphia, William Manly, Elijah Segar, Wolcott W. Keeler, Phineas Blood.

Pittsfield, Asa Gains, Isaac Eddy, Abisha Crossman.

Chittenden, Samuel Cooley, Nathaniel Ladd, Thomas Manley, John Maynard.

WINDSOR COUNTY.

The Representatives from Windsor county presented their nomination of county officers ; which being read,

The Hon. Elias Keyes, esq. was elected chief judge; Hon. Aaron Leland, and

Hon. William Hunter, esqrs. side or assistant judges of the county court.

Pascal P. Enos, esq. Sheriff.

Willis Hall, jun. esq. High Bailiff.

Titus Hutchinson, esq. State's Attorney.

William Hunter, esq. Judge of Probate for the district of Windsor.

Jesse Williams, esq. Judge of Probate for the district of Hartford.

JUSTICES OF THE PEACE.

Springfield, Simon Stevens, Samuel M. Lewis, John Davis, Nathaniel Holden, Joseph Selden, Calvin Hubbard, Asahel Powers, John Maynard.

Weathersfield, Jonathan Whipple, Carlos Cowles, Thomas Prentice, Zenas Clark, Paul Cook, Francis Goodhue.

Windsor, Charles Leavens, William Leverett, Rufus Root, Oliver Farnsworth.

Hartland, Elihu Luce, Asa Taylor, Samuel Perkins, Peter Willard.

Hartford, Sherman Dewey, Sylvanus Smith, Charles Pineo, Fregrace Leavitt.

Norwich, Peirce Burton, Reuben Benton, Jeremiah Bissel.

Sharon, Joel Marsh, Reuben Spalding, Oliver Lathrop.

Pomfret, Abida Smith, Jeremiah Conant, Daniel Dana, John Miller, 2d. Cornelius Barns.

Woodstock, Benjamin Swan, Titus Hutchinson, Samuel Dana, Jabez Bennett, Sylvester Edson, William Elles.

Reading, Elias Jones, Jonathan Shed, Benoni Buck, Solomon Keyes.

Cavendish, James Smith, Randal Lovell, Jabez Proctor, Asa Wheeler, Asaph Fletcher.

Baltimore, Jonathan Woodbury.

Chester, Amos Heald, Joshua Leland, James Miller.

Andover, Samuel Burton, Moses Warner.

Weston, Oliver Farrar, Cornelius G. Parsons.

Plymouth, Daniel Brown, Ephraim Moore, Jacob Marsh, Asa Briggs.

Barnard, Benjamin Clapp, John Foster, Thomas Freeman, jun.

Bridgewater, James Topliff, Benjamin Perkins.

Royalton, Elias Stevens, Jacob Smith, John Billings, Nathan Page, Silas Williams, Daniel Rix, jun. Rodolphus Dewey.

Bethel, Stephen Cleveland, Nehemiah Noble, Nathaniel Throop, Michael Flinn, Jonathan Marsh.

Stockbridge, Norman Webber, Rufus Lyon, Zebedee Sprout.

Rochester, Enoch Emerson, Ebenezer Sparhawk, Daniel Shaw, Lemuel Richardson.

Ludlow, Abel Haild, Asahel Smith, Austin Feen, Jesse Fletcher.

ORANGE COUNTY.

The Representatives from Orange county, presented their nomination of county officers; which being read,

The Hon. Elisha Hotchkiss, Esq. was elected chief judge,

The Hon. Beriah Loomis, and

Hon. James Tarbox, Esqrs. side or assistant judges of the county court.

Daniel Peasley, Esq. Sheriff.

Jeremiah York, Esq. High Bailiff.

Dudley Chase, Esq. State's Attorney.

Elisha Thayer, Esq. Judge of Probate for the District of Bradford.

Jonathan Fisk, Esq. Judge of Probate for the District of Randolph.

JUSTICES OF THE PEACE.

Chelsea, Samuel Badger, Urbane Lathrop, Josiah Dana, Benjamin H. Oak.

Washington, Aaron Stiles, Ephraim Chapman, Stewart Brown.

Orange, John Stacy, Thomas S. Paine.

Randolph, Abner Weston, Timothy Baylies, Benjamin S. Egerton, Ezekiel Storey, Dudley Chase.

Brookfield, Nathaniel Wheatley, Jonas Pratt, Noah Paine, Frederick Griswold, Reuben Adams.

Williamstown, Jonathan Fisk, Joseph Craine, Enoch Burnham, Jared Kimball, Aaron Smith.

Barre, Nathan Carpenter, Nathan Stone, Andrew Dewey, Warren Ellis, Gardner Wheeler, Enos Town.

Braintree, Samson Nichols, Stephen Fuller, Solomon Holeman, Jonathan Bass, John Hutchinson:

Roxbury, Darius Spaulding, Rodolphus Willard, Jonathan F. Ruggles.

Northfield, Amos Robinson, Gilbert Hatch.

Berlin, Charles Bulkley, Salvin Collins, Abel Knap, Eleazer Hubbard, jun. Mathew Wallace.

Thetford, William Child, Timothy Bartholomew, Elijah Hammond, James White William Abbott.

Fairlee, Nathaniel Niles, Simon B. Bissell, Moulton Morey, Elisha Thayer.

Bradford, John H. Cotton, Daniel Kimball, Paul Sweet, Pelatiah Corliss.

Newbury, Joshua Bayley, Samuel Grow, Nathan Avery, Joseph Smith, Zenas Stearns, Isaac Bayley.

Strafford, Asahel Chamberlin, Benjamin Preston, Peter Pennock, Benjamin Lillie, Samuel Bliss, jun. Joshua Moore.

Vershire, Thomas Porter, Moses Spear, Asa Smith, jr.

Corinth, Stephen Eaton, William Spencer, John B. Corliss, Jethro Sleeper, Moses Rowell, Samuel Hazeltine.

Topsham, Thomas Chamberlin, Lemuel Tabor, Samuel Butterfield, Gillman White, H. E. G. M'Lauchlin.

Tunbridge, Samuel Austin, Nathaniel Kingsbury, Jonathan Whitney, Mathew Stanley, David Whitney.

FRANKLIN COUNTY.

The Representatives from Franklin County presented their nomination of county officers; which being read,

The Hon. Joseph D. Farnsworth, esq. was elected chief judge,

Hon. Frederick Bliss, and

Hon. Joseph Beeman, jun. esqrs. side or assistant judges of the county court.

Seth Wetmore, esq. Sheriff.

Solomon Walbridge, esq. High Bailiff.

Jonathan Janes, esq. Judge of Probate for the district of Georgia.

Ebenezer Marvin, jun. esq. State's Attorney.

JUSTICES OF THE PEACE.

Berkshire, Elam Jewett, jun. Chester Weld, George W. Stone, William C. Elsworth, Elijah Shaw.

Bakersfield, Silas Hazeltine, Stephen Maynard, Jonas Brigham, Elisha Parker, Joseph Barrett.

Cambridge, David Safford, Truman Powell, John Marcy, Sales Hawley.

Enosburgh, Thomas Fuller, Thomas M. Pollard, William Barber, John C. Waller.

Fairfield, Jehiel Hull, Bates Turner, Joab Smith, Jacob Whitman, Ebenezer Phelps, Elijah Foot.

Fletcher, Reuben Armstrong, Nathan L. Holmes.

Fairfax, Medad Parsons, Samuel Ufford, Churchill Samson, Joseph Holmes, Jonathan E. Parmelee.

Georgia, John White, Solomon Goodrich, Bushnell B. Downs, Abner Bliss.

Huntsburgh, Samuel Hubbard, Samuel Peckham, jun. Hezekiah Weed, Salmon Warner.

Highgate, Simeon Hungerford, Peter Sax, Abel Drury, Warren Townsend, Stephen Powell.

Johnson, Solomon Balch, Arunah Waterman.

Montgomery, Samuel Barnard, James Upham.

Richford, Caleb Royce, Joseph Parker, Bradford Powel.

Shelden, Ebenezer Marvin, Jun. Elnathan Keyes, Asa Buckley, Elisha Shelden.

Swanton, Theophilus Mansfield, Shadrach Hathaway, jun. Jaril Jackson, William Green, Levi Scott.

St. Albans, Jonathan Jones, Francis Davis, Elias Fassett, Abijah Stone, Nathan Green, Thomas Dunton.

Belvideer, John Holmes, John Brown.

Sterling, Moses Vilas.

Coit's Gore, Sylvenus Eaton.

ORLEANS COUNTY:

The Representatives from Orleans county presented their nomination of county officers ; which being read,

The Hon. Samuel C. Crafts, esq. was elected chief judge,

Hon. Timothy Stanley, and

George Nye, esqrs. side or assistant judges of the county court.

Joseph Scott, esq. Sheriff.

Gamaliel Taylor, esq. High Bailiff.

William Baxter, esq. State's Attorney.

Royal Corbin, esq. Judge of Probate for the district of Orleans.

JUSTICES OF THE PEACE.

Barton, Jonathan Allen, John Kimball, Abisha Goodhall.

Brownington, Elijah Strong, Luke Gilbert.

Coventry, John Ide, jun. Peleg Readfield.

Craftsbury, Royal Corbin, William Scott,

Derby, Luther Newcomb, Jehiel Boardman, Charles Kingsbury, Nehemiah Wright.

Duncansboro', James C. Adams, Amos Sawyer.

Eden, Jeduthan Stone, Abel Smith.

Elmore, Phillip Wheeler.

Glover, Ralph Parker, Stephen Bliss.

Greensboro', Aaron Shepard, Samuel Huntington, Thomas Tolman.

Hydespark, John M'Donold, Nathaniel P. Sawyer.

Holland, Eber Robinson, Eleazer B. Wilkins.

Irasburgh, Jacob Burton, Amasa Conant, Caleb Leach.

Kelly's Vale, Calvin Eaton.

Lutterlock, Thomas Cogswell,

Morristown, Samuel Cook, Elisha Boardman, Luther Bingham.

Morgan, Rufus Steward, Nathan Wilcox.

Navy, Robert H. Hunkins, Abner Allen.

Troy, Josiah Lyon, James Parsons.

Westfield, Medad Hitchcock, Amasa Winslow.

Wolcott, Thomas Taylor.

ESSEX COUNTY.

The representatives from Essex county presented their nomination of County Officers ; which being read,

The Hon. Micajah Ingham, esq. was elected chief judge,

Hon. Charles Cutler, esq. side or assistant judge of the county court.

Joseph Wait, esq. Judge of Probate for the district of Essex.

William Hewes, esq. Sheriff.

Seth Cushman, esq. State's Attorney.

John Dean, High Bailiff.

The joint committee then adjourned until saturday morning next, at the opening of the house.

Attest. TH: LEVERETT, Clerk.

The Governor and Council having retired, the house proceeded with business.

Mr. U. C. Hatch, on motion, had leave of absence until Monday morning next, and Mr. D. Campbell, appointed on the manufacturing committee, in the room of Mr. Hatch, excused.

The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

The committee to whom was referred the petition of Levi Bennet, stating that he collector of the cent tax, that for certain reasons therein stated, he did not collect the tax into \$38, that he obtained an act last session, to enable him to complete the collection of said tax, but that he did not obtain a copy of said act, and that the acts were not furnished the town clerk in season for him to comply with the requisitions of said act; and praying this assembly to extend the time for collecting and paying said tax, until another year; *Made report*, That the facts stated in said petition are true, and that the prayer of the petition ought to be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The petition of the inhabitants of Middlesex, for a land tax, was read and referred to the first land tax committee.

On the petition of the proprietors of Sheffield, Messrs. Griswold, J. Fisk, J. Kimball, and R. Corbin, were appointed a committee.

The petition of Cyrus Ware, was read and referred to the committee of insolvency.

The petition of the inhabitants of Fairhaven, Castleton, Hubbardton, was referred to the turnpike committee, without reading.

The petition of Benjamin Waterman, was referred to the committee of suspensions, without reading.

The remonstrance of the inhabitants of Sudbury, against the petition of the inhabitants of Fairhaven, Castle-

ton, and Hubbardton, was referred to the turnpike committee.

The petition of the inhabitants of the town of Sheldon, was read and referred to the turnpike committee.

The petition for a turnpike through Plymouth, was read and referred to the turnpike committee.

The petition of Oliver Harmen, was read and referred to the committee of claims.

The remonstrance of the inhabitants of Shrewsbury, against the petition of the inhabitants of Plymouth, for a turnpike, was read and referred to the turnpike committee.

The remonstrance of certain of the inhabitants of Deweysburgh, against certain other of the inhabitants of said town was read and referred to the committee raised on the petition last aforesaid.

The petition of Henry Whiteker, was read and referred to the committee of claims.

The petition for a turnpike through Plymouth, referred from last session, was called up and referred to the turnpike committee.

The petition of Benjamin Davis, was read and referred to a committee of three, with directions to the committee to consider the propriety of an act, authorising the selectmen of towns, to authorise persons in certain cases, to enclose highways.

The petition of Nathan Sherwin, was read and referred to the committee of claims.

The petition of sundry inhabitants of Montpelier, was read and referred to a committee of three.

The petition of Curtis Holgate, was read and referred to the committee raised on the bill for a toll bridge over the narrows of lake Memphramagog.

The petition of John Neilson and others, and the bill introduced by Mr. Olin, entitled an act, in addition to an act, entitled an act, defining what shall be deemed a legal settlement, and for the support of the poor, for designating the duties and powers of the overseers of the poor, and for the punishment of idle and disorderly persons, were successively read and referred to a committee of three.

The petition of Shipley Wells, was read and referred to the committee of suspensions.

The petition of Oliver Chapin and others, for a turnpike, was read and referred to the turnpike committee.

The petition of John W. Blake, was read and referred to the committee raised on the bill for a toll bridge over the narrows of lake Memphramagog.

The committee of claims to whom was referred the account of Capt. Dunham, against the state, for his services on an expedition to Canada, by direction of his Excellency the Governor, in pursuance of a resolution of the General Assembly; *Made report*, That there ought to be allowed to Capt. Dunham, the sum of \$91.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The bill entitled an act, for the relief of Ebenezer Markham, was read the second time, amended and passed, ordered to be engrossed and sent to the Governor and Council for revision and concurrence, or proposals of amendment.

The bill entitled an act, incorporating a company, by the name of the *Thetford Mineral Company*, brought in by the petitioners, in pursuance of report of committee, was read the first time, and ordered to a second reading.

The bill entitled an act, to incorporate a company, by the name of the *Orange Mineral Company*, brought in by the petitioners, in pursuance of report of committee, was read the first time, and passed to a second reading.

The petition of the inhabitants of Coit's Gore, referred from last session, was called up and referred to the committee on the petition of Wardsborough north district.

Mr. Nathaniel Chipman, produced his credentials as a representative from the town of Timmouth, which were read, and he was duly qualified, and took his seat.

The house adjourned.

Thursday, Oct. 18th, 1810, 9 o'clock A. M.

The house met pursuant to adjournment, and the Journals of yesterday were read.

Mr. Timothy Hinman, presented his credentials as a representative from the town of Derby, and Mr. Charles Rich, presented his credentials as a representative from

the town of Shoreham, which being read, they were duly qualified and took their seats.

On the petition of Benjamin Davis, Messrs. Follet, Safford, and B. Green, were appointed a committee.

On the petition of sundry inhabitants of Montpelier, Messrs. Newell, Woodworth, and G. Rich, were appointed a committee.

The committee to whom was referred the bill entitled, an act in addition to an act, entitled "an act, for the support of schools," and also that part of his Excellency's communication that relates to education in general; *Made report*, That the bill referred to them ought to pass and become a law.

Which report was read and accepted, and the bill ordered to lie on the table.

On motion of Mr. J. Fisk, Abigail Holton, had leave to withdraw her remonstrance against the petition of Josiah Edson.

The committee of suspensions, to whom was referred the petition of Josiah Edson, for an act of suspension, for reasons therein stated; *Made report*, That the prayer of the petition ought to be granted, and that the petitioner have leave to bring in a bill, freeing his body from arrest on civil process, for the term of ten years.

Which report was read and accepted, a leave given to bring in a bill accordingly.

The same committee to whom was also referred the petition of Jason Duncan, jun. praying for an act of suspension, for reasons therein stated; *Made report*, That the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioner had leave to withdraw his petition.

The same committee to whom was referred the petition of Thomas Miller, praying for an act of suspension, for reasons therein stated; *Made report*, That the prayer of the petition ought not to be granted.

Which report was read and accepted, and leave given to the petitioner to withdraw his petition.

The committee of new trials, to whom was referred the petition of Nathan Smith, vs. Samuel Wells, for a new

trial, for reasons therein stated; *Made report*, That the prayer of the petition ought not to be granted.

Which report was read and accepted, and on motion, the petitioner had leave to withdraw his petition.

The committee to whom was referred the petition of Stephen R. Bradley, praying for an abatement of his assessment in the list of the present year, for reasons therein stated; *Made report*, That the prayer of the petition ought to be granted, and that a bill for that purpose, by them presented, ought to pass and become a law.

Which report was read and rejected, and the petition and bill recommitted for further consideration.

The turnpike committee, to whom was referred the petition of Moses Strong, for a turnpike from the south line of Fairhaven to Bridport, for reasons therein stated; *Made report*, That the petition ought to be referred to the next session of the General Assembly.

Which report was read and accepted, and the petition referred accordingly.

The same committee to whom was referred the petition of Orange, for a turnpike, and also the petition of sundry inhabitants of Fairlee, West-Fairlee, Corinth, and Washington, for a turnpike from Connecticut river to Washington; *Made report*, that the petitions ought to be referred to the next session, and that this Assembly ought to appoint a committee, to view the two contemplated roads, whose duty it shall be to state facts, and make report, at the expence of the petitioners.

Which report was read and accepted, and the appointment of the committee deferred for the present.

The third land tax committee, to whom was referred the petition of the land owners and inhabitants of Fairfield, for a land tax; *made report*, That the prayer of the petition ought to be so far granted, as that a tax of three cents per acre be granted on said town.

Which report was read and accepted, and leave given to bring in a bill accordingly; and the petitioners brought in a bill, entitled an act granting a tax of three cents per acre on the town of Fairfield, which was read the first time and passed to a second reading.

The military committee to whom was referred the pe-

tion of the rifle company in Rutland, praying that the Brigadier General may be authorised to commission their officers ; and further that they may be allowed to enlist out of the standing companies, provided they do not reduce them below fifty rank and file ; *made report*, That the petitioners have leave to bring in a bill accordingly.

Which report was read and accepted.

The same committee to whom was referred the bill, entitled an act providing for the purchase of fire arms, for the militia of this state ; *made report*, That the bill ought not to pass, and that it be dismissed.

Which report was read and accepted, and the bill dismissed accordingly.

The bill entitled an act, to incorporate a company by the name of *The Orange Mineral Company*, was read the second time, amended on motion of Mr. T. Hutchinson, passed, ordered to be engrossed and sent to the Governor and Council for revision and concurrence, or proposals of amendment.

The bill entitled an act to incorporate a company by the name of the *Thetford Mineral Company*, was read the second time, amended, passed, ordered to be engrossed and sent to the Governor and Council, for revision and concurrence, or proposals of amendment.

The petition of Abel Platt, was read and referred to the committee raised on the petition of J. Dunbar.

The petition of the inhabitants of Granby, for a road through Victory, was read and referred to the third land tax committee.

The petition of the Rutland and Stockbridge, turnpike corporation was read and referred to the turnpike committee.

The petition for a land tax on the towns of Hardwick, Woodbury, Calais, and Montpelier, was read and referred to the second land tax committee.

The petition for a land tax on the town of Morgan, was read and referred to the third land tax committee.

The following engrossed bills were returned from the Governor and Council, concurred and became laws, viz.

The bill entitled an act for the relief of Ebenezer Markham :

The bill entitled an act altering the name of Hiram Bigelow : and

The bill entitled an act granting relief to Thomas Law.

Mr. Mallory, secretary to the Governor and Council, appeared in the house, and presented the following message from his Excellency the Governor, viz.

Council Chamber, Oct. 18th, 1810.

To the Hon. DUDLEY CHASE, Esq.

Speaker of the House of Representatives.

SIR,

I transmit to you, for the information of the house, the resolutions of the Legislatures of several of the United States, on the different proposals of mendment to the Constitution of the United States, by the Legislatures of Massachusetts, Peensylvania, and Virginia.

The papers are marked from No. 1, to No 10, inclusive.

I have also to inform the house, of the actual removal of Major General Eli Cogswell, out of the state, and that of course the office of Major General of the second division of the Militia of this State becomes vacant. I have received and accepted the resignations of Gen. Samuel Strong, Major General of the third division ; of General Caleb Hendee, jun. Brigadier General of the second division and second brigade, and of Gen. John Fuller, of the first division and second brigade of the Militia of this State : The General Assembly will take such measures to fill the vacancies thus made, as they shall deem proper.

The paper marked No. 11, contains the information of the Commisary General, respecting the contemplated purchase of Artillery, for the Militia of this State : Should the subject require further attention, the General Assembly will take the subject into their consideration. There are now received by me, 228 copies of the Laws of the United States, passed at the second session of the 10th Congress, they being this State's proportion of the same. The General Assembly will please to direct the mode of distribution. With respect, yours,

JONAS GALUSHA.

The Hon. D. Chase, Esq.

Speaker of the General Assembly.

Which was read and ordered to lie on the table.

The petition of Benjamin Porter, was read and referred to the committee of new trials.

The petition of Sylvanus and Samuel Bingham, was read and referred to the committee of new trials.

The committee of claims, to whom was referred the petition and account of William Slade, jun. vs. the state, for services rendered in pursuing persons, who had escaped from the prison in Middlebury; *made report*, That the account ought not to be allowed, nor the prayer of the petition granted.

Which report was read and accepted, and the petitioner had leave to withdraw his petition.

The petition for a road from Brown's tanworks in Pittsford, by Pittsford furnace, to Salisbury, referred from last session, was called up, and on motion, the petitioners had leave to withdraw their petition.

The account of Horatio Read, was read and referred to the committee raised on the petition of Seth Wetmore.

The petition of Nathaniel Burton, was read and referred to the military committee.

The petition of the Selectmen of Barre, was read and referred to the committee raised on the petition of the selectmen of Eden.

The petition of Eleazer W. Keyes, was read and referred to the committee of insolvency.

The petition of the inhabitants of Duxbury, for a new county, was read and ordered to lie on the table.

The petition of Ira Allen, was read and referred to the committee of insolvency.

The directors of the Vermont State Bank made a report, pursuant to law, as follows, viz.

To the Hon. General Assembly now sitting.

The Directors of the Vermont State Bank, pursuant to the statute, in such case provided, report the following state of the several branches of said bank, on the first day of October, 1810, to wit.

State of Woodstock Branch.

There was in the bank, on the said 1s day of Oct. in notes due to the bank,

\$12,209 40

Of notes in suit, judgment and execution,	19,134 34
Bills of other branches in bank,	7,962 00
Specie and specie bills in vault,	990 00

Amount of bank property,	\$40,895 74
There was then in circulation bills issued at said branch to the amount of,	28,960 00
Checks on interest outstanding against the band,	3,358 41
Checks not on interest,	409 36
Contingent expenses of this year, including pay of Directors and Cashier,	634 00
	33,361 77
Which deducted leaves the whole profits,	7533 97

The remainder of the bills issued at said branch, are all redeemed and in the vault.

State of the Westminster Branch.

There was in the bank on said 1st day of Oct. in notes due to the bank,	\$18,017 22
Also, of notes in suit, judgments and executions,	34,426 25
Bills of other branches,	858 25
Amount of specie in the bank,	1,506 14

Amount of bank property,	\$54,807 86
There was then in circulation of bills issued at said branch.	40,402 75
Checks outstanding against said branch,	5,494 28
	45,897 03
Which deducted, leaves whole profits,	8,910 83

The remainder of the bills of said branch, are all redeemed, and in vault.

State of Burlington Branch.

There was then notes in the bank, and in suit, including judgments and executions,	\$63,277 14
Also in bills of other banks, and of the oth-	

er branches,

3605 40

Amount of bank property,

66,882 54

There was then in circulation of

bills issued at said branch, 43,980 00

Also in checks against said bank, 18,267 72

Amount yet due for contingent expenses,

2,317 32—63,565 24

Which deducted, leaves whole profits,

\$3,317 50

The remainder of the bills of said branch are all redeemed, and in bank.

State of Middlebury Branch.

There was then notes in the bank and in collection, including judgments and executions,

\$143,400 20

There was then in circulation, bills amounting to

98,488 25

Also checks outstanding against said branch,

30,008 16—128,496 41

Which deducted, leaves the profits,

\$14,543 89

The remainder of the bills issued at said branch are all redeemed, and in the bank.

Profits

Of Woodstock Branch,

7,533 97

Of Westminster do.

8,910 83

Of Burlington do.

3,317 50

Of Middlebury do.

14,543 89

Making aggregate of profits,

\$34,306 19

Bills in circulation.

At Woodstock Branch,

28,960 00

At Westminster do.

40,402 75

At Burlington do:

43,980 00

At Middlebury do.

98,488 25

Aggregate of bills in circulation,

\$211,831 00

All which is humbly submitted this 17th day of October, A. D. 1810.

For and in behalf of the Directors.

T. HUTCHINSON, *President.*

Which was read and referred to the committee raised by the resolution of Mr. Delano, relating to the state bank.

The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

The turnpike committee to whom was referred the petition of Obadiah Walker, praying for a continuation of the Vergennes and Wilsborough, turnpike grant, for the term of two years, for reasons therein stated; *made report*, that the prayer of the petition ought to be granted.

Which report was read and accepted, and leave granted to bring in a bill accordingly.

A bill entitled an act freeing the body of Josiah Edson, from arrest or imprisonment, during the term of ten years, brought in pursuant to report of committee, was read the first time, and ordered to a second reading.

The committee to whom was referred the petition of Silas Wright, stating that obstructions of the waters of Otter creek, at the city of Vergennes, flood the low lands on said creek, and Lamonfare; and praying for relief in the premises; *made report*, that a committee ought to be appointed to examine the obstructions, and vested with such powers, and under such restrictions, as the legislature shall think proper.

Which report was read and accepted, and leave given to the petitioner to bring in a bill accordingly.

The turnpike committee, to whom was referred the petition of Leonard Farwell, for the alteration of a turnpike grant in Randolph; *made report*, that the said Farwell, expended \$7443, in making the said turnpike road; that his expences in tending the gate and repairs is \$1443 50, that he has collected by toll from the gate \$1521, which gate has been receiving toll for about four years, and has left in the hands of the owner \$77 43 interest, upon the said \$7443; and whereas the owner prays to alter the rate of toll from the original grant, so as to give him a reasonable compensation for his money, which he had expended in building said road; it is the opinion of your committee

that the petition be referred over to the next session, and that the petitioner publish his petition in one of the newspapers printed in this state, forty days previous to the next session of the General Assembly.

Which report was read and accepted; and the petition referred accordingly.

The turnpike committee to whom was referred the petition for a turnpike, to commence at the east end of the Stratton turnpike, from thence through Wardsborough north district, Newfane, near the south line of Brookline and Putney, to Connecticut river; *made report*, that the prayer of the petition ought to be granted.

Which report was read and accepted, and leave given to bring in a bill in pursuance of the petition.

Mr. T. Hutchinson, on motion, introduced a bill entitled an act, directing the Treasurer to pay the first constable of Lyndon, the sum therein mentioned, which was read and referred to the committee of claims.

The petition of John Barney, was read and referred to the committee of claims.

The committee to whom was referred the bill entitled an act in addition to an act, entitled "An act, regulating the collection and payment of rates;" *made report*, that the bill ought to pass and become a law.

Which report was read and accepted, and the bill dismissed.

The petition of the inhabitants of Addison, for an academy, was read, and together with accompanying papers, referred to the committee raised on the petition of the inhabitants of West-Rutland.

The petition of the proprietors of Lunenburgh, for a land tax, was read and referred to the second land tax committee.

The petition of David Pike was read and referred to the committee raised on the petition of Stephen R. Bradley.

The petition of the town of Marshfield for a new county, was read and ordered to lie on the table.

The petition of the inhabitants of St. Johnsbury, for a land tax, was read and referred to the second land tax committee.

The petition of the inhabitants of Waitsfield, for a new county, was read and referred to a committee of one member from each county, except the counties of Caledonia, Chittenden and Orange; and the five petitions lying on the table for a like object, viz; the petitions of the towns of Middlesex, Marshfield, Worcester, Moretown, and Duxbury, were all of them referred to the same committee.

The committee of new trials, to whom was referred the petition of John Norton, jun. stating that he had been convicted of perjury, on the testimony of perjured witnesses, and praying for a new trial; *made report*, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioner had leave to withdraw his petition.

A bill, entitled an act directing the Treasurer to pay Josiah Dunham, \$91, brought in pursuant to report of committee, was read the first time and passed to a second reading.

The petition of Dexter Ward, was read and referred to the committee of suspensions.

The petition of Artemas Moses, was read and referred to the same committee.

The petition of Fulson Bean, was read and referred to the same committee.

The petition of Thomas Bird, and others, was read and referred to the committee on manufactures.

Mr. J. Fisk, on motion, introduced a bill, entitled an act establishing the proceedings of the proprietors of Orange, which was read and referred to the committee raised on the petition of the proprietors of Mount-Tabor.

The house adjourned.

Friday, Oct. 19, 1810, 9 o'clock A. M. The house met pursuant to adjournment and the Journals of yesterday were read.

Mr. John Stanley produced his credentials as a representative from the town of Poultney, which being read, he was duly qualified and took his seat.

Mr. T. Hutchinson, on motion, introduced a bill, entitled an act directing the Treasurer to pay the sums there-

in mentioned, which was read and referred to the committee of claims.

The vote passed yesterday for the appointment of a committee to take into consideration the several petitions for a new county, was rescinded, and on motion, they were referred to the committee of the whole, and made the order of the day for Tuesday morning next.

The committee to whom was referred the petition for a county and market road in Bennington, in Bennington county, and the remonstrance of certain other individuals thereto; *made report*, that the petitioners ought to have leave to withdraw their petition.

Which report was read and accepted, and leave granted accordingly.

The memorial of Josiah Bates, vs. Laurence Powers, for a new trial, was read and referred to the committee of new trials.

The committee to whom was referred the petition of Obadiah Wheeler, and Joseph Barney, stating that they are confined in gaol in Rutland, on an Execution issued on a judgment rendered on a note given to the Treasurer of the State, and praying to be discharged therefrom for reasons therein stated; *made report*, that the petitioners ought to be liberated from their confinement, provided that a bill can be so drawn that an alias execution may at any time issue against the said petitioners.

Which report was read and accepted, and the petitioners brought in a bill, entitled an act freeing Joseph Barney and Obadiah Wheeler, from their imprisonment, which was read, and on motion, recommitted together with the petition and report.

The bill, entitled an act freeing the body of Josiah Edson, from arrest and imprisonment, for the term of ten years :

The bill, entitled an act granting a tax of three cents per acre on the town of Fairfield : And,

The bill, entitled an act directing the Treasurer to pay Josiah Dunham, ninety-one dollars, were all of them read the second time, passed, ordered to be engrossed and sent to the Governor and Council, for revision and concurrence or proposals of amendment.

The committee to whom was referred the petition of the selectmen of the town of Eden, praying that their town records may be ratified, for reasons therein stated; *made report*, that the prayer of the petition ought to be granted, and that the petitioners have leave to bring in a bill accordingly.

Which report was read and accepted, and the petitioners brought in a bill, entitled an act establishing the town records of Eden, which was read the first time and passed to a second reading.

The third land tax committee to whom was referred the petition of the inhabitants of Peru, for a land tax, for reasons therein stated; *made report*, that in their opinion the prayer of the petition ought to be granted.

Which report was read and accepted, and the petitioners brought in a bill, entitled an act assessing a tax on the town of Peru, which was read the first time and passed to a second reading.

The same committee to whom also was referred the petition of the inhabitants of Warren, for a land tax for certain reasons stated in the petition; *made report*, that the prayer of the petition ought to be granted.

Which report was read and accepted, and leave granted to bring in a bill accordingly.

The committee to whom was referred the petition of the inhabitants of Mount-Tabor, praying for the ratification of certain of the proprietors; *made report*, that the prayer of the petition ought to be granted, and that the petitioners ought to have leave to bring in a bill accordingly.

Which report was read, and on motion, the petition was recommitted.

A bill, entitled an act to revive an act passed the 4th of November, 1808, incorporating the Vergennes and Willsborough turnpike company, brought in pursuant to report of committee, was read and committed to the petitioners for amendment.

The committee of insolvency to whom was referred the petition of Silas Hathaway, praying for an act of suspension, for reasons stated in the petition; *made report*, that the prayer of the petition be so far granted as that an act

of suspension be passed in his the said Silas' favor, for the term of five years.

Which report was read and rejected, and on motion, the petitioner had leave to withdraw his petition.

The committee to whom was recommitted the petition of Stephen R. Bradley, praying for an abatement of his list, reported a bill entitled an act concerning the grand list of the town of Westminster, which was read the first time and passed to a second reading.

The engrossed bill, entitled an act granting relief to Jonathan Hastings and Luke Noble, was sent down from the Governor and Council with proposals of amendment, in which the house concurred, and it became a law.

A bill, entitled an act extending the time allowed for completing the Vergennes and Willsborough turnpike, was brought in by the petitioners, read the first time and ordered to a second reading.

The petition for an independant company in Essex county, was read and referred to the military committee.

The committee to whom was referred the petition of Samuel Dakin and others, for an act of incorporation; *made report*, that an act of incorporation ought to pass, and to encourage the introduction of an important branch of manufactures, in this state, your committee are of opinion, that the petitioners ought to have the exclusive right of manufacturing white and porcelain ware, within this state, for the term of ten years.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The petition of Amos Babcock, was read and referred to the committee of claims.

The first land tax committee, to whom was referred the petition of the inhabitants of Middlesex, for a land tax, for reasons therein stated; *made report*, that the prayer of the petition ought to be so far granted as that a tax of three cents per acre be granted on said town.

Which report was read, and leave given to bring in a bill accordingly.

The petition of Jonah Graver, was read and referred to the committee of claims.

The petition of Samuel and Keron Pond, was read and referred to a committee of four.

The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

The Speaker being absent, Mr. Titus Hutchinson, was duly appointed Speaker pro tem. and sworn.

The bill, entitled an act laying a tax of three cents per acre on the town of Middlesex, brought in pursuant to report of committee, was read the first time and passed to a second reading.

The petition of the proprietors of Caldersburgh, was read and referred to the committee raised on the petition of the selectmen of Eden.

The petition of Poultney turnpike company, was read and referred to the turnpike committee.

The petition of Nathan Jinks and others, for the incorporation of a cotton and woollen factory in Lyndon, was read and referred to the committee on manufactures.

The committee to whom was referred the petition of sundry inhabitants of Montpelier, praying that the committee appointed last year, and who laid out the public road from Stanley's mills in Greensborough, in Orleans county, to Montpelier village, may be authorised to make such alterations therein as they may deem proper; *made report*, that the prayer of the petition be granted, and that the petitioners have leave to bring in a bill accordingly, provided the petitioners will pay the expense of the committee.

Which report was read and accepted.

The petition of Calais, for a new county, was read and referred to the committee of the whole, to whom was referred the several petitions for the same object.

The petition of the inhabitants of Dewcysburgh, for the alteration of a county road, was read and referred to a committee of three.

The petition of the inhabitants of Franklin county, respecting their county buildings, was read and ordered to lie on the table.

The committee to whom was referred the petition of

Clark Conant, stating that he, at the request of others, signed an instrument granting leave to the state to take from his land stone for the building of the state prison and its appendages, understanding at that time that the appendages included only the overseer's house, eating hall, and cellar, and that it was so constructed at the time of executing it; but that it has since been constructed to extend further; and praying to be remunerated for all stone taken over and above what he then understood to be the true intent and meaning of that instrument; *made report*, that the legal claim of the petitioner, if any he have, is against Joseph Pettes and others, who contracted to furnish the stone for the state prison, and not against the state; therefore it is the opinion of your committee, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and leave given to the petitioner to withdraw his petition.

On the petition of Samuel and Keron Pond, Messrs. Andrus, Webster, Richardson, and Skinner, were appointed a committee.

A bill, entitled an act to continue in force, an act laying a tax of three cents per acre on the town of Greensborough, was, on motion introduced by Mr. Austin, read and referred to the first land tax committee.

Mr. T. Hutchinson, on motion introduced the following resolution, viz.

In General Assembly, Oct. 19, 1810.

Resolved, That there be an addition made to the committee on the petition of Seth Wetmore, so as to make it consist of one member from each county; and that said committee be instructed to examine into the criminal code of laws, and see if any alterations ought to be made, with regard to sending convicts to the state prison, or preventing or punishing breakers of said prison; and report by bill or otherwise.

Which resolution was read and adopted.

Mr. T. Hutchinson, on motion, introduced the following resolution, viz.

In General Assembly, Oct. 19, 1810.

Resolved, The Governor and Council concurring herein, that both houses meet in the representatives room to-

morrow morning at ten o'clock, for the purpose of electing a major general, to fill the vacancy occasioned by the removal from this state, of general Cogswell; a major general to fill the vacancy occasioned by the resignation of general Strong; a brigadier general to fill the vacancy occasioned by the resignation of general Fuller; and a brigadier general to fill the vacancy occasioned by the resignation of general Hendee.

Which resolution was read and adopted.

Mr. George Rich, on motion introduced a bill, entitled an act to legalize certain town records of the town of Marshfield, which was read and referred to the committee raised on the petition of the selectmen of Eden.

On motion of Mr. Olin the petition of Silas Hathaway, dismissed this morning, was laid on the table, and re-committed to the committee of insolvency.

Mr. Griswold, at his own suggestion, was excused from sitting on the committee of insolvency, on the petition of Jonathan Ware, and Mr. C. Rich, appointed in his room.

The petition for a turnpike from Shrewsbury to Poultney, referred from last session, was called up and referred to the turnpike committee.

A bill, entitled an act to incorporate certain persons by the name of the Monkton Argil company, brought in pursuant to report of committee, was read the first time and passed to second reading.

The bill, entitled an act appointing a committee to alter the jurisdictional lines between the towns of Sheldon, Highgate, Swanton, and Fairfield, referred from last session, was called up and referred to the members of Franklin county.

On motion of Mr. Leland, *Ordered*, that the clerk transmit to the state printer, a copy of the election sermon, and request him to furnish this house with seven hundred copies.

The house adjourned.

Saturday, Oct. 20th, 1810, 9 o'clock A. M.

The house met pursuant to adjournment, and the Journals of yesterday were read.

On the resolution introduced yesterday, by Mr. T. Hutchinson, to encrease the committee on the petition of Seth Wetmore, Messrs. Rising, Otis, Chipman, Spencer, Barney, Kinne, Bingham, and Foot, were appointed.

The petition of Daniel Stanford, was read and referred to the committee of claims.

The third land tax committee to whom was referred the petition of the inhabitants of the town of Woodford, for a land tax, and also the petition of David Lyman and others; and the petition of David Lyman, jun. and others, for the same object; *made report*, that the prayer of the petitions ought not to be granted.

Which report was read and accepted, and the petitioners had leave to withdraw their petitions.

The bill entitled an act, establishing the town records of Eden, was read the second time and passed to be engrossed, &c.

The bill entitled an act, assessing a tax on the town of Peru, was read the second time and passed to be engrossed, &c.

The bill entitled an act, laying a tax of three cents on the town of middlesex, was read the second time and passed to be engrossed, &c.

The bill entitled an act, extending the time allowed to complete the Vergennes and Willsborough turnpike road, was read the second time and passed to be engrossed, &c.

In pursuance of previous appointment the Governor and Council met the house in joint committee, and transacted the following business, as appears from the return of their clerk.

In Joint Committee, Oct. 20, 1810.

Agreeably to adjournment, the Governor and Council, and General Assembly met in joint committee, for the purpose of making appointment of county officers :

His Excellency in the chair.

Attest. TH: LEVERETT, Clerk.

RUTLAND COUNTY.

The Representatives from Rutland county presented an additional nomination of County Officers; which being read,

Rollin C. Mallary, Esq. was elected State's Attorney,

to fill the vacancy occasioned by the removal of Nathan B. Graham, Esq. out of the state.

JUSTICES OF THE PEACE.

Poultney, John Stanley, William Ward, Ichabod Babcock.

Tinmouth, Daniel Hurd, Thomas Porter, jun. Elisha Clark, Obadiah Noble, jun. Estus Barker, Moses Ambler.

Brandon, John Conant, Benajah Douglass, John Arnold, Penuel Child, Elijah Parker, Richard Gilbert, Daniel Farrington.

Pittsford, Caleb Hendee, jun. Amos Kellogg, Samuel Fairfield, Adget Lathrop, Gordon Newell.

Chittenden, Samuel Harrison.

Rutland, Nathan Osgood, Jonathan Wells, Moses Watkins, Wait Chatterton, William Denison, Charles K. Williams, Edward Dyer, Isachar Reed, William Barns, Medad Shelden, Benjamin Pratt.

ADDISON COUNTY.

The Representatives from Addison county presented their nomination of County Officers; which being read, The Hon. Henry Olin, was elected chief judge, Charles Rich, and

Matthew Phelps, jun. Esqs. side or assistant judges of the county court.

William Slade, Esq. Sheriff.

Horatio Seymour, State's Attorney.

Moses Leonard, High Bailiff,

Earius Mathews, Judge of Probate for the district of Addison.

JUSTICES OF THE PEACE.

Bridport, William Merrick, Benjamin Minor, junior, Leonard Wines.

Addison, Gideon Segar, Ebenezer Merrills, Henry Smith, Gilliard Pickett.

Panton, Samuel Shepard, Enoch Kent, Jona. Spencer.

Vergennes, David Edmund, Belden Seymour, Enoch D. Woodbridge, Robert Bostwick, Smith Booth.

Waltham, Phineas Brown, Daniel Chipman.

Ferrisburgh, Obadiah Walker, Jonathan Saxton, Theophilus Middlebrooks, Nathaniel Austin, Jared Pond, Isaiah Johnson, Esbon Fuller.

Starksborough, Elisha Ferguson, John Hill, Stephen Heard, Samuel Hill.

Lincoln, Ebenezer Durfee, Joseph Delong, Thomas Belknap.

Warren, Joseph W. Eldridge, Thomas Gerald, Watrous Mather.

Hancock, Esais Butts, Zenas Robbins, Daniel Jones.

Kingston, Joseph Patrick, Joel Rice,

New-Haven, Mathew Phelps, Jonathan Hoyt, jun. Ezra Hoyt, Thomas Brintnal, Othniel Jewett, Silas Dowd, Abner Huntington.

Bristol, Robert Hawley, John Kilburn, Ezekiel Dunton, Amos Eastman, Jacob Cadwell, Jonathan Eastman.

Salisbury, Reuben Saxton, Salathiel Bump, John Morton.

Leicester, Benjamin Whitman, William Gile.

Whiting, Stukely Stone, Ezra Allen, Ebenezer Wheelock, James O. Walker.

Cornwall, Titus Fenn, Ethan A. Sherwood, David Foot, Benjamin Sanford, Joel Linsey, Darius Matthews.

Weybridge, Asaph Hayward, Samuel Jewett, Samuel Childs, Ephraim Kellogg.

Shoreham, Ebenezer Atwood, Timothy Larabee, William A. Needham, John Smith, jun. Joseph Smith, 2d. Aaron Lawrence.

Middlebury, Seymour Selick, John S. Larabee, Martin Post, Daniel Chipman, John Ferguson, Joel Doolittle.

Monkton, Joseph Willoby, Ira Ladd, Thomas W. Rich, Daniel Collins, jun. Ithiel Saxton.

CALEDONIA COUNTY.

The Representatives from Caledonia county presented their nomination of county officers ; which being read,

The Hon. Cyrus Ware, esq. was elected chief judge, John Cameron, and

Isaiah Fisk, esqrs. side or assistant judges of the county court.

Gersham Palmer, esq. Judge of Probate.

Israel P. Dana, esq. Sheriff.

William A. Griswold, esq. State's Attorney.

Nathan Doty, esq. High Bailiff.

JUSTICES OF THE PEACE.

Ryegate, John Neilson, Hugh Laughlin, Jabez Bigelow,
Barnet, William Shaw, Ira Harvey, William Strow-
 bridge, Bartholomew Somers, 3d. Adam Duncan.

St. Johnsbury, Luther Jewett, Richard W. Fenton.

Billymead, Thomas Colby, Ira Goodrich, Caleb Fisk,
 James Way.

Burke, Abner Coe, Benjamin Belden, Daniel Newell.

Kirby, Abner Miles, Leonard Harrington, Josiah Jos-
 lyn.

Wheelock, Elijah Sargeant, Samuel Fellows, jun. John
 Bean, jun. Ephraim Chamberlin, Ward Bradley.

Danville, Abel Morrill, Aaron Porter, Wm. A. Palmer,
 Abner Harris, James Kelsey, Thomas Dow, jr. Ephraim
 Morrill, William A. Griswold.

Peasbham, Reuben Blanchard, John W. Chandler, Nich-
 olas C. Buswell, Reuben Lamb, Jonathan Elkins.

Groton, Jesse Heath, Peter M'Laughlin, Jeremiah Hid-
 den.

Cabot, Thomas Osgood, Joseph Fisher, Matthias Stone,
 John W. Dana, jun.

Walden, Nathaniel Perkins, Jason Fuller, Nathan Bar-
 ker, Joseph Perkins.

Hardwick, Thomas Fuller, Ezekiel Bayley, Samuel
 French.

Marshfield, Samuel Woodmancy, George Rich, Ste-
 phen Rich, James English.

Calais, Gideon Hicks, Lemuel Perry, Gersham Palmer.

Montpelier, Josiah Parks, James H. Langdon, John
 Holmes, Joseph Wing, Joel Bassett.

Plainfield, Bradford Kinney, Willard Shepard.

Waterford, Joseph Felch, Silas Davison, Eben. Farn-
 ham, Sylvanus Heminway, Joseph Armington.

Deweysburgh, Henry Williams, Stephen Crosman.

Sheffield, Samuel Twambly, Joseph H. Ingalls.

Woodbury, Samuel Mackness.

Goshen Gore, Elihu Sabin.

Lyndon, Abel Carpenter, Henry Watson, Alpheus
 Houghton, Olney Fuller.

CHITTENDEN COUNTY.

The representatives from Chittenden county, presented
 their nomination of county officers; which being read,

The Hon. Ezra Butler, esq. was elected chief judge,
Noah Chittenden, and

Hezekiah Barnes, esqrs. side or assistant judges of the
county court.

Heman Lowrey, esq. Sheriff.

Joel Brownson, esq. Judge of Probate.

William C. Harrington, esq. State's Attorney:

John Barry, esq. High Bailiff.

JUSTICES OF THE PEACE.

Charlotte, Jeremiah Barton, John Newell, Ammi Fuller, William Niles, Amos Clark, James Hill.

Shelburn, Frederick Macek, Timoty Holabird, Joshua Isham.

Burlington, William C. Harrington, David Russell, John Eldridge, Moses Robinson, Moses Fay, Amos Weeks, George Robinson, Samuel Buell.

Colchester, Simeon Hine, William Munson, Francis Childs, Roger Enos.

Milton, Heman Allen, Gideon Hoxie, Stephen Mears, Zebediah Dewey.

Westford, Ebenezer Sibley, Paul Eager, Levi Farnsworth.

Essex, Ezra Slater, Stephen Butler, John Perigo, jun, William Allen.

Williston, Isaac French, Solomon Miller, Elisha Miller, Elihu Allen, jun. Truman Chittenden. Milo Cook.

Hinesburgh, William B. Marsh, Edmund Baldwin, Lemuel Bostwick, John M. Eldridge, Daniel Norton.

Huntington, Elias Buell, Ebenezer Ambler.

Richmond, William Rhodes, Joel Brownson.

Jericho, Eleazer Hutchins, Thomas D. Rood, Arthur Bostwick.

Underhill, Caleb Sheldon, William Barney, Eliphas Thrall.

Bolton, John Lavake, Francis Joiner.

Waterbury, George Kennan, Hiram Peck, Asaph Allen, John Peck.

Stow, Nathan Robinson, Asa Raymond, Abiel Stiles.

Middlesex, Seth Putnam, David Harrington, Nathaniel Carpenter, Ephraim Keyes.

Worcester, Carpus Clark.

Duxbury, Ebenezer Corse, Ammi Munson, Benjamin Davis.

Maretown, Seth Munson, David Bancraft, jun. Elijah Heaton.

Waitsfield, Bissel Phelps, Jared Skinner.

Fayston, Lynde Waite.

Mansfield, John C. White.

St. George, Reuben Lockwood,

GRAND-ISLE COUNTY.

The representatives from the county of Grand-Isle presented their nomination of county officers; which being read,

The Hon. Benjamin Adams, esq. was elected chief judge,

Hon. Abner Keeler, and

Lewis Sowles, esqrs. side or assistant judges of the county court.

Melvin Barnes, esq. Sheriff.

Ephraim Beardsley, esq. High Bailiff.

Nathan Hutchins, jun. esq. Judge of Probate for the district of Grand-Isle.

Asa Robinson, esq. State's Attorney.

JUSTICES OF THE PEACE.

Alburgh, Ichabod Niles, James Andrews, John P. Storms, Joshua Manning, Timothy Sowles, George Babcock, Joseph Sewell.

Middle-Hero, James Brown, Reuben Clap, James Gilbert, Simeon Clark, Jedediah Hyde, jun.

North-Hero, Stephen Kinsley, Nathan Hutchins, jun. Daniel Hazen, Thomas Cochran, Theodore Beardsley, Elisha Hibbard, Adon Ames.

South-Hero, Thomas Dickson, Joseph Phelps, Alpheus Hall, Allen Hackett.

Vinyard, Daniel Caswell, John Borden.

ESSEX COUNTY.

The representatives from Essex county presented their nomination of county officers; which being read,

The Hon. Samuel Gates, was elected second side or assistant judge of the county court.

JUSTICES OF THE PEACE.

Canaan, Daniel Goss.

Lemington, Mills D'Forrest, Christopher S. Bailey.
Minehead, John French, Peter Mills, Isaac Smith.
Maidstone, David Gaskill, Moody Rich.
Guildball, Royal Cutler, David Hopkinson.
Lunenburg, Abraham Hall, Ebenezer Clark, Daniel Edgery.

Concord, Richardson Graves, Samuel Wetherbee, jun.
 Azarias Williams, Jonathan Woodbury.

Granby, Timothy Fairchild.

Westmore, Samuel Eaton.

Newark, Elcazer Packer.

ORLEANS COUNTY.

Chauncey Ward, of Derby, was appointed a Justice of the peace for said county.

FRANKLIN COUNTY.

Jonathan Kingsley, of Montgomery, was appointed a Justice of the Peace for said county.

ORANGE COUNTY.

Winthrop Green, of Vershire, was appointed a Justice of Peace for said county.

The joint committee then adjourned till the opening of the house in the morning, Wednesday next.

Attest. TH: LEVERETT, Clerk.

The Governor and Council having retired, the house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

Agreeably to appointment, the Governor and Council, met the house in joint committee, and transacted the following business, as appears from the return of their clerk.

In Joint Committee, Oct. 20, 1810.

Agreeably to a concurrent resolution of both houses of the 19th inst. the Governor and Council, and General Assembly met in joint committee, for the purpose of electing a major general to fill the vacancy occasioned by the removal from this state of General Cogswell; a major general to fill the vacancy occasioned by the resignation of Gen. Strong; a brigadier general to fill the vacancy occasioned by the resignation of Gen. Fuller; and a brigadier

general to fill the vacancy occasioned by the resignation of Gen. Hendee.

His Excellency the Governor in the chair.

TH : LEVERETT, Clerk.

On motion, the joint committee adjourned until Tuesday next, at the opening of the house in the afternoon.

Attest. TH : LEVERETT, Clerk.

The Governor and Council having retired, the house proceeded with business.

The bill, entitled an act to incorporate certain persons by the name of the Monkton Argil company, was read and on motion to amend the bill by striking out the fifth section, which gives said company the exclusive right for ten years, and on the question, will the house amend the bill by striking out the fifth section? the yeas and nays were taken, and were as follows :

Yeas—Messrs. Aiken, Allen, Barnes, Barnum, Bebee, Bingham, Bliss, Borden, Brigham, Brown, Brownson, Burnham, Child, Church, Benj. Clap, Collins, Conant, Cook, Cooley, Crowley, Chipman, Durfee, J. W. Dana, Deming, Dudley, Dyer, Farnsworth, Fenn, Fish, J. Fisk, C. Fisk, B. Fitch, Follett, Fuller, Gains, Galusha, Gardner, Gibson, E. Graves, R. Graves, S. Green, N. Green, Griswold, A. Hall, L. Harrington, D. Harrington, Hayward, Hitchcock, Hendee, Herrick, Henry, T. Hutchinson, J. Hutchinson, Hutchins, Hungerford, Hoyt, Horton, Holmes, Holden, Ingham, J. Kimball, Kinne Keyes, Lathrop, Leland, Loop, May, Moor, Munson, Myrick, Newell, Noble, Noyes of Brattleborough, Noyes of Guilford, Otis, Oak, Olin, G. Palmer, Thomas K. Palmer, Patridge, Patrick, Philips, Pratt, Peck, Peckham, P. Perkins, J. Perkins, Potter, M. Rich, G. Rich, Rising, Robins, Richardson, J. Robinson, Sanford, Segur, Shepard, S. Smith, Asahel Smith, Joab Smith, Standish, Steward, S. Stone, Stanley, Tabor, Thrall, Thurston, Topliff, Utley, Walker, Waterman, M. Warner, J. Warner, Webb, T. H. Whitney, D. Whitney, Willoughby, Woodworth, C. Rich, Spencer, Marvin, and Hinman—122.

Nays—Messrs. Andrus, Boutel, Campbell, J. Clapp, Corss, Corbin, J. Duncan, Field, Farley, Halladay, Hunt,

A. Lyon, P. Robinson, G. Robinson, Saxton, Selden, Taft, Wheelock, and Willey—19.

So the 5th section was stricken out, a new proviso added, and the bill passed to a second reading.

Mr. Leland, from the committee appointed to draft and report an answer to the Governor's speech, reported the following, viz.

To his Excellency JOSEPH GALUSHA, Esq.

SIR—The free people of Vermont view your recent appointment to the office of chief Magistrate, with all those sentiments which your own character, the prosperity of the country, and the unanimity of the people are calculated to inspire. It is with them a matter of consolation, that the great interests of the state are again-confided to one, who, from early life has felt a common interest with his fellow-citizens, been well acquainted with the genius and policy of the laws, and so long conversant with their habits and manners, that we may safely rely upon a faithful and upright discharge of official duty. After buffeting the storms of faction and discontent, we have arrived at a period distinguished by such evident traits of patriotism as almost preclude the idea that we are, or ever can be, a divided people. Viewing as we do with lively concern the interests of our beloved country, it has not escaped our notice, that the principles of national justice have continued to be totally disregarded by the great arbiters of Europe, and that under their influence almost all the kingdoms of the old world have, either from choice or coercion, adopted and maintained their destructive policy. And while with extreme regret we contemplate the embarrassed state of our foreign relations, our minds are naturally led to reflect upon that wise system of restrictive policy, so unjustly reprobated by many mistaken citizens, and by all those, who, regardless of their country's good, and goaded on by avarice, bade defiance to the constituted authorities of the country, and threatened a dissolution of the union.

It is also to be lamented that there are yet too many of our citizens zealous for foreign commerce; who are willing to jeopardize the real interests of the country by an unmerited confidence in the puny faith of the great bit-

figerents. The facts are now too plain to be disguised; that the cabinets of Europe have been steadfastly determined to annihilate our trade, subject it to ignominious tribute, or drag us into war in its defence. Our commerce has for sometime been unshackled and unrestrained by any municipal regulations of our own, and the results are truly deplorable. The valuable ships of our unwary merchants have been swallowed in the mad vortex of pretended retaliatory orders and decrees, and subjected to unjust condemnation. Yet these evils, however highly aggravated, have had a tendency to force a conviction upon the minds of men, candid and intelligent, that the wise measures adapted by a provident administration, if strictly adhered to, would have insured perfect respect for our rights. We do not, however, regret with many others, that the restraints upon commerce have been removed, since it has fully discovered to the American People the glaring injustice of foreign powers; their total disregard of our neutral rights and taught us the important lesson, that there is little or no security in negociation, and no safety but in union and national strength.

It has also taught us to repose with confidence in our own internal resources, and produced throughout the Union a noble emulation to excel in domestic manufactures—which affords a sure presage that ere long the manufacturing and agricultural interests, united with the energies of a virtuous and enterprising people, will constitute the only sure basis of national independence. We are happily blessed with a diversity of soil and climate well suited to all the productions which tend to promote the health and happiness of man. Thus situated, while we zealously embrace and profit by the means put in our power, we may be enabled mutually to supply the wants of the different sections of the country, and thereby promote our useful internal traffic; prevent the necessity of foreign manufactures; destroy local and state prejudices, and thus bind the whole American family in one common bond of union. With these advantages, industry will be encouraged and improved, economy promoted, and all useful citizens vie with each other who shall most contribute to the wealth and stability of the nation.

Should the report of the repeal of the Berlin and Milan Decrees, as mentioned by your Excellency, prove true, and produce a similar revocation of British orders, and nominal blockades, and thereby enable us to carry on a commerce free from restraint and unembarrassed with that system of rapacity and plunder which has so long actuated the conduct of foreign tyrants—it will at least afford this proof, that their interests, if nothing else, has induced them to shew some respect to our national rights: But real Americans will never rest satisfied, though freedom to commerce should be restored and remuneration made for all unjust confiscations, until the thousands of our fellow-citizens impressed and enslaved are restored to the bosom of their native country, families and friends. An ignominious surrender of the right of reclaiming our brethren from worse than savage bondage, would stamp the American character with indelible marks of pusillanimity and disgrace.

We are extremely gratified to learn that the militia are in any quarter improving in discipline and equipments, and hope that a noble emulation to excel in the military art may become universally prevalent. The world wants no proof that the militia of Vermont are, and ever will be, ready to rally around the standard of the country, in support of the constitution and the laws, and need no further encouragement than a supply of arms to repel all invasions of their rights and privileges.

The importance of education could not escape the notice of your Excellency, and we perfectly reciprocate the sentiment, that in it is found the “suppression of vice and the handmaid of virtue.” All history informs us that ignorance can only contend with physical force against the assaults of power and the influence of wealth; and when successfully arrayed against the good sense and virtue of community, has always terminated in the slavery of the people. Since then liberty cannot flourish without correct information, in legislating upon this important subject, we ought to be extremely careful to impart the means of education to all classes in society with an equal and impartial hand.

The interests of the University of Vermont, originally

designed to receive the immediate patronage of the Legislature, merits the most serious and deliberate consideration. All other communications which shall be laid before us by your Excellency, during the present session will receive a prompt attention adequate to their merits. And while we unite with your Excellency in an honest zeal for the public good, supported and upheld by that superintending providence which has hitherto so signally favored this rising state, we flatter ourselves we may receive the approbation of an enlightened and virtuous community.

Which report was accepted, the answer read, passed, ordered to be engrossed, signed by the speaker, and presented to his Excellency.

A bill, entitled an act empowering Aaron Shepard, Levi Stevens, and Mark Norris, to alter a county road from Montpelier to Stanley's mills in Greensborough, brought in pursuant to report of committee, was read the first time and passed to a second reading.

The bill, entitled an act concerning the grand list of the town of Westminster, was read the second time, amended and passed to be engrossed, &c.

Mr. Olin, on motion, introduced a bill, entitled an act relating to suits on gaol bonds, which was read and referred to a committee of four, to join a committee from the Council.

The committee to whom was recommitted the petition of Obadiah Wheeler and Joseph Barney, reported a bill, entitled an act for the relief of Obadiah Wheeler and Joseph Barney, which was read and ordered to lie on the table.

Mr. Hendee, on motion, introduced the following resolution, viz.

In General Assembly, Oct. 20, 1810.

Resolved, There be a committee appointed, consisting of three members from this house to take into consideration an act, entitled "an act directing leather sealers in their office and duty, and regulating the sale of leather, boots and shoes; and the manufacture and sale of iron and nails," to report by bill or otherwise, such alterations and additions to said act as they may deem necessary.

Which resolution was read and adopted.

A bill, entitled an act in addition to an act, entitled "an act establishing a company of riflemen in the third regiment, second brigade and second division," brought in pursuant to report of committee, was read, and together with the petition and report recommitted.

The committee to whom was referred the petition of John Dunbar, stating that he had been convicted of stealing; and praying the General Assembly, to restore him to all the privileges of other citizens of this state, for reasons stated in the petition; *made report*, that the prayer of the petition ought to be granted.

Which report was read and accepted, and leave granted to bring in a bill accordingly.

The same committee to whom was also referred the petition of Abel Platt, stating that he had been convicted of passing counterfeit bank bills; and praying for an act restoring him to all the privileges of other citizens of this state; *made report*, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and ordered to lie on the table.

The committee of new trials to whom was referred the memorial of Josiah Bates vs. Laurence Powers, for a new trial; *made report*, that no evidence having been offered in support of the memorial, the prayer thereof ought not to be granted.

Which report was read and accepted, and the memorialist had leave to withdraw his memorial.

Mr. Olin, on motion, introduced the following resolution, viz.

In General Assembly, Oct. 20, 1810.

Resolved, That a committee of two members of this house be appointed, to join such committee as the Governor and Council may appoint, to examine the act relating to gaols and gaolers, and to enquire whether provision is therein made, for poor persons to take the benefit of the oath, who are confined in gaol at the suit of the state, by execution founded on civil contract; and report by bill or otherwise.

Which resolution was read and adopted.

The first land tax committee to whom was referred the petition for a land tax on Sterling, for reasons stated in the petition; *made report*, that the prayer of the petition ought to be so far granted, as that a tax of two cents per acre be granted, on all the lands in the town of Sterling.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The same committee to whom was referred the petition of the inhabitants of Worcester, for a land tax; *made report*, that the prayer of the petition be so far granted, as that a tax of two cents on the acre be granted on the town of Worcester.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The bill, entitled an act laying a tax of four cents per acre on the town of Warren, was brought in pursuant to report of committee, read the first time and passed to a second reading.

The committee of claims to whom was referred the petition of John Barney, praying for a remuneration of certain monies paid out for retaking state prisoners; *made report*, that the petitioner be allowed the sum of \$91 22.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The committee of claims to whom was referred the petition of Oliver Harmon, stating that his father Reuben Harmon, purchased of this state one hundred and seventy acres of land, for the consideration of £400, continental money, being then of the value of \$266; that he is the only surviving heir; and praying for the purchase money and interest thereon; *made report*, that the prayer thereof ought to be granted so far as that the petitioner be allowed the sum of \$349 28.

Which report was read and accepted, and leave given to bring in a bill accordingly.

On the petition of the inhabitants of Danville, for an alteration of a county road, Messrs. D. Dana, Selden, and Oak were appointed a committee.

The committee to whom was referred the petition for a medical society; *made report*, that the prayer of the peti-

tion ought to be granted, and leave given to bring in a bill accordingly.

Which report was read and accepted, and ordered to lie on the table.

The house adjourned.

Monday, Oct. 22d, 1810, 9 o'clock A. M.

The house met pursuant to adjournment, and the journals of Saturday were read.

On the resolution of Mr. Olin, introduced Saturday afternoon, Messrs. Pratt and Stanley, were appointed a committee on the part of the house.

On the resolution of Mr. Hendee, introduced Saturday afternoon, raising a committee, Messrs. Hendee, Levake and Field were appointed.

On the bill, entitled an act relating to suits on gaol bonds, Messrs. Olin, Horton, Peck, and Gibson, were appointed a committee.

The bill, entitled an act empowering Aaron Shepard, Levi Stevens and Mark Norris, to alter a county road leading from Montpelier to Stanley's mills in Greensborough, was read the second time, passed to be engrossed, &c.

The bill, entitled an act directing the Treasurer to pay Oliver Harmon, the sum therein mentioned, brought in pursuant to report of committee, was read the first time, and ordered to lie on the table.

A bill, entitled an act in addition to an act, entitled "an act for the probate of wills, and the settlement of testate and intestate estates," was, on motion, introduced by Mr. G. Robinson, read and referred to a committee of three, to join a committee from the Council.

The bill, entitled an act laying a tax of four cents per acre on the town of Warren, was read the second time and passed to be engrossed.

The third land tax committee to whom was referred the petition of the inhabitants of Bristol, for the revival of a land tax; the petition of the inhabitants of Lincoln, for the same object; and the petition of certain other inhabitants of Bristol, against the granting of the prayer of the forgoing petitions, reported a bill which had been agreed

to by all parties, entitled an act laying a tax of two cents per acre on the town of Bristol; which was accepted by the house and the bill read the first time, and passed to a second reading.

The bill, entitled an act to incorporate certain persons by the name of the Monkton Argil company, was called up, read and committed to a committee of three.

A bill, entitled an act establishing a corporation by the name of the Windham county center turnpike company, was brought in pursuant to report of committee, read the first time and passed to a second reading.

A bill, entitled an act laying a tax on the county of Chittenden, introduced by Mr. Barney, was read the first time and passed to a second reading.

A bill entitled an act relating to coopers, introduced by Mr. C. Rich, was read and committed to a committee of three.

The Governor and Council sent down for concurrence the following resolution.

In Council, October 22d, 1810.

Resolved, The General Assembly concurring herein, that a joint committee be appointed to take into consideration the extent and operation of pardons granted to criminals; and that they report by bill or otherwise.

Which resolution being read, it was resolved to concur and that a committee of five be appointed to join.

The bill, entitled an act in addition to an act, entitled "an act for the support of schools," was called up and read, amended by adding two provisos thereto, and ordered to lie on the table.

The Hon. Dudley Chase, appeared in the house and took his seat as Speaker of the General Assembly.

The Speaker presented a representation of the corporation of the University of Vermont, in compliance with a resolution of the General Assembly, of Nov. 6th, 1809, as follows, viz.

MONTPELIER, Oct. 20th, 1810.

*To the Honorable the Legislature of the State of Vermont,
now in session.*

In compliance with a resolution of the House of Representatives in General Assembly of 6th November, 1809,

The Corporation of the University of Vermont would most respectfully represent,

That a particular statement of the interests of the University may be found on the Journals of the General Assembly, of October 1804, continued from the commencement of the institution up to that time; in which statement, it appeared that all the lands reserved in the several Charters of incorporation, and by the authority of this state granted for the use and benefit of their University, established by special act, in the township of Burlington, amounted to about ninety rights; the number of acres not being with precision ascertained. Of these lands, the Trustees had then leased six thousand thirty-eight acres, together with one right and a half. Agreeably to the Treasurer's books, the whole number of acres leased, at this date appears to be seven thousand three hundred and eighty-seven.

The whole rents on lands leased on the first day of January, 1810, amounted to the sum of \$5118, 11 cents, of which sum there have been received \$2924, 37 cents: The whole amount of tuition being only twelve dollars on each student for a year, is \$2826, 82 cents, of which \$2050, 20 cents have been received. On the first day of January, 1811, the annual amount of rents of lands already leased, will be \$1161, 52 cents.

They further state, that the College Edifice in Burlington, was compleatly finished in the year 1807: The whole cost of which, together with the president's house, out buildings, and fifty acres of land on which they are erected, amount to the sum of \$25458, of this sum ten thousand four hundred seventy-six dollars have been laid out since the report made to the honourable the Legislature in 1804. Towards defraying this expense the sum of \$4458 has been received from donations made since that report, and the further sum of \$2613, from former subscriptions.

It is further represented, that from a late adjustment of College accounts, the Corporation find now due to them \$14169; while the amount of what they owe is \$11408, leaving a ballance in favor of the Corporation of \$2761; in this sum is included land, by estimation the falling

short or exceeding which estimation must depend in part on further sales. By the liberality of individuals a new and extensive apparatus for making philosophical experiments has been placed in the philosophy chamber for the use of the college, which cost eight hundred dollars, in addition to books belonging to the institution, and books belonging to a society of Students in College; a number of citizens in Burlington have put into the College Library about one thousand dollars worth of books, judiciously selected, within the two years past.

They would also state that no part of the public funds has been expended in the immense expense and labors on the College Edifice, the other College buildings and in purchase of lands on which they are erected. In those and other expensive objects, constant resort has been had to individual Liberality.

The bye-laws, rules and regulations of the University have been printed. These with documents of particulars in detail, respecting the general interests of the University of the State are at hand, to be submitted.

Resolved, That the foregoing statement be presented to the Honorable Legislature, in the name of the Trustees of the University, by the Hon. Dudley Chase, Esq.

Attest. DAVID RUSSELL, Sect'y. pro tem.

Which was read and ordered to lie on the table.

The Speaker also presented a request of the corporation of the University of Vermont, for a committee of conference, as follows, viz.

MONTPELIER, Oct. 20th, 1810.

*To the Honorable the Legislature of the State of Vermont,
now in session.*

The Corporation of the University of Vermont, ask leave very respectfully, to represent to this Honorable Legislative body, that they have assembled near the seat of Legislation, in order the better to enjoy the means of *communication*, with no other than the most ardent wishes to harmonize with all the wise and parental views of the civil fathers of the state. Animated with the sole desire of advancing the heart-felt interests of a university, fostered by your care, and bearing the name of this commonwealth; the Corporation reposing high confidence in its Legisla-

tors, wish to commend its welfare to your wisdom, guidance and continued patronage. In order to facilitate intercourse, and more fully to ascertain the views of the Legislature, the Corporation would receive it as an additional instance of indulgence, to have a committee raised and directed to confer with the board of trust, on the manner in which an entire compliance with the will of the Legislature might be best affected, and the hopes of an institution of so much promise and importance to this commonwealth may be secured to enlighten its youth and bless the generations yet to come.

Resolved, That the Hon. Dudley Chase, Esq. be requested to present this address to the honorable Legislature.

Attest. DAVID RUSSELL, Sect'y. pro tem.

Which was read, and on motion, a committee was raised agreeably to the request of the corporation of the University of Vermont, consisting of four members from the house to join from Council.

Mr. T. Hutchinson, on motion and leave, introduced a bill, entitled an act in addition to an act entitled "an act relating to licences for retailing spiritous liquors," which was read and referred to a committee of three from the house.

The following engrossed bills were returned from the Governor and Council concurred, and became laws, viz.

The bill, entitled an act to incorporate a company, by the name of the *Orange Mineral Company*.

The bill, entitled an act directing the Treasurer to pay Josiah Dunham, ninety-one dollars:

The bill, entitled an act, to incorporate a company by the name of the *Thetford Mineral Company*:

The bill, entitled an act granting a tax of three cents on the town of Fairfield: And

The bill, entitled an act to establish the town records of Eden.

The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

On the bill, entitled an act in addition to and amend-

ment of an act, entitled "an act for the probate of wills and the settlement of testate and intestate estates," Messrs. G. Robinson, Thayer and B. Clapp, were appointed a committee.

On the bill, entitled an act to incorporate certain persons, by the name of the *Monkton Argil Company*, Messrs. Chipman, Field and G. Robinson, were appointed a committee.

On the resolution sent down from the Governor and Council respecting pardons, Messrs. Chipman, A. Lyon, Hunt, Rising and C. Rich, were appointed a committee.

On the bill, entitled an act in addition to the act, entitled "an act relating to licences for retailing spiritous liquors, Messrs. T. Hutchinson, Barnum and Child, were appointed a committee.

On the bill, entitled an act relating to coopers, Messrs. C. Rich, Ferguson and Robbins, were appointed a committee.

At the request of the corporation of the University of Vermont, Messrs. T. Hutchinson, J. Fisk, May and Farnsworth, were appointed a committee of conference.

The committee of claims to whom was referred the petition of the selectmen of the town of Chelsea, stating that one Ephraim De Forrest, a transient person, was taken sick in said town, and remained for some months in a helpless situation, by means of which, they were put to great expense; and praying for a remuneration; *made report*, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioners had leave to withdraw their petition.

The bill, entitled an act directing the Treasurer to pay Oliver Harmon, the sum therein mentioned, was read and referred to a committee of three; members chosen Messrs. Chipman, Olin and Andrus.

The committee of suspensions to whom was referred the petition of Abel Morrill, jun. praying for an act of suspension, for reasons therein stated; *made report*, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioner had leave to withdraw his petition.

The bill, entitled an act directing the Treasurer to pay John Barney, the sum therein mentioned, brought in pursuant to report of committee was read the first time and passed to a second reading.

The bill, entitled an act incorporating a medical society, was called up, read, a blank filled, and on the question will the house *further amend the bill by striking out the first section?* the yeas and nays were taken, and were as follows :

Yeas—Messrs. Aiken, Andrus, Bailey, Barnes, Borden, Brown, Burnam, Speaker, Church, Collins, Conant, Cook, Crowley, Durfee, J. W. Dana, Dudley, Fish, C. Fisk, B. Fitch, J. Fisk, Fuller, Galusha, Gardner, E. Graves, R. Graves, N. Green, L. Harrington, D. Harrington, Hayward, T. Hutchinson, Hoyt, Horton, Holmes, Holden, Ingham, King, D. Kimball, Kinne, Lathrop, Leland, Levake, R. Lyon, Mason, May, M'Knight, Moor, Munson, Myrick, Noble, Noyes of Guilford, Otis, Olin, G. Palmer, Thomas K. Palmer, Philips, Pratt, P. Perkins, J. Perkins, Potter, M. Rich, G. Rich, Rising, Richardson, J. Robinson, N. Robinson, Sanford, Segur, S. Smith, Asahel Smith, Standish, Steward, S. Stone, Stanley, Tabor, Thrall, Thurston, Topliff, Utey, Walker, Waterman, M. Warner, J. Warner, Webster, D. Whitney, Willoughby, Willard, Woodworth, and C. Rich. 88.

Nays—Messrs. Allen, Austin, Barney, Barnum, Baxter, Bebee, Bingham, Bigelow, Blodget, Borden, Brownson, J. Burton, P. Burton, Campbell, Child, Benj. Clap, J. Clapp, Clark, Cooley, Corss, Corbin, Crosman, Deming, J. Duncan, Dyer, Elkins, Fay, Farnsworth, Farley, Fenn, Ferguson, Field, J. Fisk, Follett, Gains, Gibson, S. Green, Griswold, A. Hall, J. Hall, Halladay, Hitchcock, Hidden, Hendee, Henry, J. Hutchinson, Hutchins, Hungerford, Hunt, J. Kimball, Kennan, Keyes, A. Lyon, Loop, Muzzy, Newell, Noyes of Brattleborough, Oak, Patridge, Parker, Patrick, Powell, Peck, Robbins, P. Robinson, S. Robinson, G. Robinson, Safford, Saxton, Selden, Shepard, Joab Smith, Skinner, Taft, Thayer, Webb, Wheelock, T. H. Whitney, Willey, Spencer, and Hinman—81.

So the first section was stricken out, and the bill dismissed.

A bill, entitled an act directing the Treasurer to pay Witherill Wittum, the sum therein mentioned, was on motion, introduced by Mr. Gardner, read and referred to the committee of claims.

A bill, entitled an act laying a tax on the town of Sterling, brought in pursuant to report of committee, was read the first time and passed to a second reading.

The third land tax committee, to whom was referred the petition for land taxes on the towns of Derby, Salem, Newark, East-Haven, Granby, and Guildhall, for reasons stated in the petitions; *made report*, that the prayer of the petitions be so far granted as that a tax of two cents per acre be granted on the town of Derby, three cents per acre on the towns of Granby and Guildhall, and four cents per acre on the towns of East-Haven and Newark.

Which report was read and accepted, and the petitioners brought in the following bills accordingly.

A bill, entitled an act laying a tax on the town of Guildhall :

A bill, entitled an act laying a tax on the town of Newark :

A bill, entitled an act laying a tax on the town of East-Haven : And

A bill, entitled an act laying a tax on the town of Granby, which were successively read the first time and passed to a second reading.

A bill, entitled an act to quiet the inhabitants of Ferrisburgh and Vergennes, in the peaceable possession of public lands, was on motion, introduced by Mr. Barnum, read and referred to a committee of three.

Mr. Griswold, on motion, introduced the following resolution, viz.

Resolved, That there be a committee consisting of three members from each county appointed for the purpose of nominating suitable persons on committees for the expenditure of monies raised by land taxes ; and also nominate collectors of the same.

Which resolution was read and adopted.

The house adjourned.

Tuesday, Oct. 23d, 1810, 9 o'clock A. M.

The house met pursuant to adjournment, and the Journals of yesterday were read.

Mr. Ithiel Cargil, presented his credentials as a representative from the town of Brunswick, which being read, he was duly qualified and took his seat.

On the resolution introduced by Mr. Griswold, for the appointment of committees in each county to nominate land tax committees and collectors, the following gentlemen were appointed, viz. for Essex county, Messrs. Ingham, M. Rich and R. Graves; for Orleans county, Messrs. Willie, Austin and Corbin; for Franklin county, Messrs. Peckham, Waterman and J. Clapp; for Chittenden county, Messrs. French, Clark and Levake; for Orange county, Messrs. Oak, G. Hatch and Thurston; for Addison county, Messrs. S. Stone, Hayward and Eldrich; for Rutland county, Messrs. Stanley, Gains and Fuller.

On the bill, entitled an act to quiet the inhabitants of Ferrisburgh and Vergennes, in the peaceable possession of public lands, Messrs. C. Rich, Myrick and Fenn, were appointed a committee.

The following engrossed bills were returned from the Governor and Council concurred and became laws, viz.

The bill, entitled an act assessing a tax on the town of Peru :

The bill, entitled an act freeing the body of Josiah Edson, from arrest or imprisonment, for the term of ten years.

The bill, entitled an act concerning the grand list of the town of Westminster ;

The bill, entitled an act laying a tax of three cents on the town of Middlesex ;

The bill, entitled an act extending the time allowed to complete the Vergennes and Willsborough turnpike road.

And the bill, entitled an act laying a tax of four cents on the town of Warren.

A bill, entitled an act incorporating certain persons therein named, by the name of the *Warren Iron Manufacturing Company*, was on motion, introduced by Mr. Farnsworth, read and referred to the committee of manufactures.

The committee to whom was referred the petition for an Agricultural society in Franklin county; *made report*,

that the prayer of the petition be granted, and that the petitioners have leave to bring in a bill accordingly.

Which report was read and accepted.

The committee to whom was referred the petition of Joseph Mott, praying for the grant of a ferry at Windmill point, for reasons therein stated; *made report*, that the prayer thereof ought to be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The same committee to whom was referred the petition of Lyman Hill, for the grant of a ferry across lake Champlain, a little North of the sand bar, so called; *made report*, that the prayer of the petition ought to be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The same committee to whom was referred the petition of Abraham Conklin, praying that the two ferries from the south-east shore of Alburgh, to the north-west side of North-Hero, may be united and made one, for reasons stated in the petition; *made report*, that the prayer of the petition be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The committee to whom was referred the bill, entitled an act relating to coopers, reported a new bill with a like title, which was read the first time and passed to a second reading.

The committee of suspensions to whom was referred the petition of Truman Powell, praying for an act of suspension, for reasons therein mentioned; *made report*, that the prayer of the petition be so far granted, as that an act be passed freeing the body of Truman Powell, from arrest on all civil processes for the term of three years; and that he have leave to bring in a bill accordingly.

Which report was read and accepted.

The committee to whom was referred the petition of William Potter, jun. stating that there is an act forbidding him to occupy his saw-mill, situated at the outlet of Well's pond, at certain seasons of the year; and praying that he may be allowed to occupy his mill a longer time than the existing law authorises, for reasons therein stated; *made*

report, that the petition ought to be referred to the next session, and that notice be given to all concerned of the object prayed for in the petition.

Which report was read and accepted, and the petition referred accordingly.

The committee of suspensions to whom was referred the petition of Artemas Moses, for an act of suspension, for reasons stated in the petition; *made report*, that the prayer of the petition be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly.

A bill, entitled an act for the relief of John Norton, jun. sent down by the Governor and Council for concurrence, was read and concurred in by the house, with an amendment.—And on motion, *Ordered*, that Mr. T. Hutchinson, return the bill to the Governor and Council, and assign the reasons of the house for the amendment.

The committee to whom was referred the petition of sundry inhabitants of Brookline, praying for the privileges of sending a representative to the General Assembly; *made report*, that the petition be referred to the next session of the Legislature.

Which report was read and accepted, and the petition referred accordingly.

The committee of suspensions to whom was referred the petition of Abijah H. Hall, for an act of suspension, for reasons therein stated; *made report*, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioner had leave to withdraw his petition.

A bill, entitled an act for the relief of Artemas Moses, brought in pursuant to report of committee, was read the first time and passed to a second reading.

The committee of claims to whom was referred the petition of Johnson Richardson, praying to be remunerated for articles furnished, and services done to John Vincent, one of the state's poor, in his last sickness; *made report*, that the prayer of the petition be granted; that the petitioner be allowed the sum of sixty-one dollars seventy-five cents; and have leave to bring in a bill accordingly.

Which report was read and accepted.

A bill, entitled an act granting relief to Levi Bennett, and a bill, entitled an act directing the Treasurer to pay Johnson Richardson, brought in pursuant to report of committees, were read the first time and passed to a second reading.

The committee of manufactures to whom was referred the petition of Joseph and Stephen Hinsdale, praying this Legislature to incorporate them and their associates by the name of the *Bennington Cotton and Woollen Manufacturing Company*, for reasons stated in the petition; made report, that the prayer of the petition ought to be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly; and the petitioners brought in a bill entitled an act incorporating certain persons by the name of the *Bennington Cotton and Woollen Manufacturing Company*, which was read the first time and passed to a second reading.

The house went into committee of the whole, Mr. Olin, in the chair, on the order of the day, the several petitions for a new county, and after a lengthy debate, rose and reported to the house the following resolution, viz.

Resolved, That this committee recommend to the house to grant the prayer of the petitions from the several towns committed to this committee, praying to be incorporated into a new county.

The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

Pursuant to previous appointment, the Governor and Council and General Assembly, met in joint committee and transacted the following business, as appears from the return of their clerk.

In Joint Committee, Oct. 23, 1810.

Agreeably to appointment, the Governor and Council, and General Assembly met in joint committee, for the purpose of electing two major generals and two brigadier generals.

The ballots being taken, sorted and counted, it appeared that David Robinson, Esq. was elected Maj. Gen. of the second division of the militia of this state; that Hez-

ekiah Barnes, was elected Maj. Gen. of the third division of the militia ; that Jonas Cutting was elected Brigadier General of the second brigade and first division ; and that Jonathan Ormes, was elected Brigadier General of the second brigade and second division of the militia of this state.

The joint committee then dissolved.

Attest. TH : LEVERETT, Clerk.

The Governor and Council having retired, the house proceeded with business.

The report of the committee of the whole was called up, and on the question, *will the house accept the report of the committee of the whole*, the yeas and nays were taken, and were as follows, viz.

Yeas—Messrs. Aiken, Adams, Aldrich, Allen, Bailey, Barnum, Baxter, Bebee, Bingham, Boutel, Brigham, Brown, Campbell, Child, Benja. Clap, J. Clapp, Clark, Conant, Cook, Cooley, Corss, Crosman, Crowley, Chipman, De Forrest, Deming, J. Duncan, Dyer, Fay, Farnsworth, Farley, Ferguson, Field, J. Fisk, C. Fisk, Foot, French, Gardner, Gibson, R. Graves, S. Green, A. Hall, J. Hall, Halladay, L. Harrington, D. Harrington, G. Hatch, Hitchcock, Hidden, Hemmingway, Hendee, Hunkins, Hunt, Hoyt, Johnson, Kinne, Kennon, Leavenworth, Leland, A. Lyon, Loop, M'Knight, Meach, Moor, Myrick, Muzzy, Newell, Noyes of Brattleborough, Noyes of Guilford, Otis, Olin, G. Palmer, Thomas K. Palmer, Patridge, Powell, Peck, Peckham, Potter, G. Rich, Robbins, J. Robinson, P. Robinson, N. Robinson, S. Robinson, Safford, Saxton, Selden, S. Smith, Jacob Smith, Asahel Smith, Skinner, S. Stone, Tabor, Taft, Thurston, Topliff, Walker, J. Warner, Webster, Wheelock, T. H. Whitney, Willard, Woodworth, C. Rich, Marvin, and Hinman—107.

Nays—Messrs. Andrus, Austin, Barney, Barnes, Bigelow, Bliss, Blodget, Borden, Brownson, Burnham, J. Burton, P. Burton, Speaker, Church, Collins, Corbin, Durfee, D. Dana, J. W. Dana, Delano, Dudley, Elkins, Eldridge, Fifield, Fenn, Fish, B. Fitch, Follett, Fuller, Gains, Galusha, E. Graves, N. Green, Griswold, U. C. Hatch, Hayward, Herrick, Henry, T. Hutchinson, J. Hutchinson,

Hutchins, Hungerford, Horton, Holmes, Holden, Ingham, Ingals, J. Kimball, King, D. Kimball, Keyes, Lathrop, Levake, R. Lyon, Mason, May, Munson, Noble, Oak, Painter, Parker, Patrick, Philips, Pratt, P. Perkins, J. Perkins, M. Rich, Rising, Richardson, Sanford, Segur, Shepard, Asa Smith, Joab Smith, Standish, Steward, Stanley, Thayer, Thrall, Utley, Waterman, M. Warner, Webb, D. Whitney, Willoughby, Willard, and Spencer—87.

So the report was accepted, and leave given to the petitioners to bring in a bill in pursuance to the prayer of their petitions.

The committee of claims to whom was referred the bill entitled an act directing the Treasurer to pay the first constable of Lyndon, the sum therein mentioned; *made report*, that the bill ought to pass and become a law.

Which report was read and accepted, and the bill read the first time and passed to a second reading.

Mr. Ingham, on motion, introduced the following resolution, viz.

Whereas disputes have arisen and existed in the town of Canaan, relative to the qualification of voters, and the legality of town meetings—Therefore.

Resolved, That a committee of three be appointed from this house, to join from council, to enquire and report whether any, and if any, what legislative aid is necessary.

Which resolution was read and adopted.

The bill, entitled an act establishing a corporation, by the name of the Windsor aqueduct company, &c. was called up and referred to a committee of three, to join a committee from the council.

The bill, entitled an act in addition to an act, entitled "an act constituting a company of artillery in the town of Fairfax," was on motion, introduced by Mr. Farnsworth, read and referred to the military committee.

The bill, entitled an act laying a tax on the county of Chittenden, was read the second time and passed to be engrossed, &c.

The bill, entitled an act directing the Treasurer to pay Johnson Richardson, the sum therein mentioned, was called up, the rule of the house dispensed with, and the bill

read the second time and passed to be engrossed, &c.

The bill, entitled an act laying a tax of two cents per acre on the town of Bristol, was read the second time and passed to be engrossed, &c.

The committee to whom was referred the bill, entitled an act directing the Treasurer to pay the sums therein mentioned; *made report*, that the bill as amended by the committee, ought to pass and become a law.

Which report was read and accepted, and the bill read the first time and passed to a second reading.

Mr. T. Hutchinson, on motion, introduced the following resolution, viz.

In General Assembly, Oct. 23, 1810.

Resolved, the Governor and Council concurring herein, that both houses meet in joint committee to-morrow at ten o'clock in the forenoon, for the purpose of electing a brigadier general to fill the vacancy occasioned by the promotion of Gen. Hezekiah Barnes, to the rank of major general.

Which resolution was read and ordered to lie on the table.

The bill, entitled an act laying a land tax on Sterling, was read the second time and passed to be engrossed, &c.

The bill, entitled an act directing the Treasurer to pay John Barney, the sum therein mentioned, was read the second time and passed to be engrossed.

The committee to whom was referred the bill, entitled an act directing the Treasurer to pay Oliver Harmon, the sum therein mentioned, for them to make report of the evidence in support of the claim of the said Olin; *made report*, of the evidence, and the bill was read the first time and passed to a second reading.

The bill, entitled an act establishing the county buildings in the county of Orleans, was called up and referred to the members of Orleans county.

The turnpike committee to whom was referred the following petitions, viz. the petition for a turnpike in Arlington; the petition of Oliver Chapin and others, for a turnpike; and the petition of Daniel Brooks and others for a turnpike; *made report*, that the prayer of the petitions ought neither of them to be granted.

Which report was read and accepted, and the petitioners had leave to withdraw their petitions.

The same committee to whom also was referred the petition of sundry of the inhabitants of Middletown, for a turnpike, for certain reasons stated in the petition; *made report*, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioners had leave to withdraw their petition.

The same committee to whom was referred the petition of the Rutland and Stockbridge turnpike corporation, praying that the two gates on said road may be put into one, and the same toll taken at that gate as is now taken at both, reported a bill, entitled an act empowering the Rutland and Stockbridge turnpike company, to remove the gate near Zebede Sprout's, and empowering them to take the same toll at the gate near Johnson Richardson's, as is now taken at both gates.

Which report was read and accepted, and the bill was read the first time and passed to a second reading.

Mr. Kinne, on motion, introduced the following resolution, viz.

Resolved, That a committee of four be appointed, to join such committee as the Governor and Council may appoint, to take into consideration the propriety of making some further provision by law, for the more equitable distribution of monies arising from the rents and profits of lands, granted for the support of the gospel, in the several towns in this state; and that they have leave to report by bill or otherwise.

Which resolution was read and adopted.

The turnpike committee to whom was referred the Chelsea turnpike corporation, praying the legislature to extend their grant to Montpelier village; and also the petition of Daniel Brown and others, for a turnpike through Plymouth, for reasons mentioned in the petition; *made report*, that the prayer of the petitions ought not to be granted.

Which report was read and accepted, and the petitioners had leave to withdraw their petitions.

The same committee to whom was referred the petition

of Ephraim Moor and others, for a turnpike through Plymouth; *made report*, that the prayer of the petition be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The account of Joseph Morrill, against the state, referred to this house by the auditor of accounts against the state, was read and referred to the committee of claims.

The turnpike committee to whom was referred the petition of the Poultney turnpike company, praying the legislature to extend the time for compleating said road; *made report*, that the prayer of the petition be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly.

And the petitioners brought in a bill, entitled an act extending the time allowed for compleating the Poultney turnpike road, which was read the first time and passed to a second reading.

The committee of claims to whom was referred the petition of Parley Davis, stating that he was bail on a gaol bond for one Robbins, who was confined in the gaol in Burlington, on executions, one of which issued from the Circuit Court of the United States; that the General Assembly passed an act discharging the body of the said Robbins from his confinement; and that the said Robbins left the limits of said prison: and further that a suit was commenced against him in the Circuit Court aforesaid, on the gaol bond aforesaid, and judgment recovered against your petitioner, for the sum of two thousand dollars, upon the ground that the legislature of this state had no right or power to discharge any person imprisoned by, or under the authority of the United States; and praying the General Assembly to indemnify him; *made report*, that if the legislature of the State of Vermont had a constitutional right to pass an act liberating the body of said Robbins from prison, thus committed by virtue of execution issuing on a judgment rendered in the Circuit Court of the United States, then the prayer of the petition ought not to be granted.

Which report was read and accepted, and ordered to lie on the table.

The house adjourned.

Wednesday, Oct. 24th, 1810, o'clock A. M.

The house met pursuant to adjournment, and the Journals of yesterday were read.

On the bill, entitled an act establishing a corporation by the name of the Windsor aqueduct company, &c. Messrs. Webster, Child, and Leavenworth, were appointed a committee.

On the resolution raising a committee to enquire into the distribution of monies arising from lands granted for the support of the gospel, Messrs. Kinne, Bingham, and Hinman, were appointed.

On the resolution raising a committee to enquire into the difficulties in the town of Canaan, Messrs. Leland, G. Palmer, and Hunt were appointed a committee.

The committee of suspensions to whom was referred the petition of Joseph Breck, for an act of suspension, for reasons stated in the petition; *made report*, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioner had leave to withdraw his petition.

The same committee to whom was referred the petition of Dexter Ward, for an act of suspension, for reasons stated in the petition; *made report*, that the prayer of the petition ought to be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The committee to whom was referred the petition of Stephen and Keron Pond, praying that the administrator of the estate of Calvin Tuttle, may be enabled to deed a certain piece of land to your petitioners, for reasons stated in the petition; *made report*, that the law has made provision for relief in the premises by application to the judge of Probate, and that therefore the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioners had leave to withdraw their petition.

The third land tax committee to whom was referred the petition for a land tax on Corinth; *made report*, that the prayer thereof ought to be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The same committee to whom was referred the petition of Mount-Tabor for a land tax on said town; and the petition of the inhabitants of Philadelphia, for a land tax; *made report*, that the prayer of the petitions ought to be granted.

Which report was read and accepted, and the petitioners had leave to bring in bills in pursuance of the prayer of their petitions.

The first land tax committee to whom was referred the bill, entitled an act to continue in force an act, entitled "an act laying a tax of three cents per acre on Greensborough;" *made report*, that the bill ought to pass and become a law.

Which report was read and accepted, and the bill read the first time and passed to a second reading.

The engrossed bill, entitled an act directing the Treasurer to pay Johnson Richardson, the sum therein mentioned, was returned from the Governor and Council concurred and became a law.

The engrossed bill, entitled an act for the relief of John Norton, jun, which originated in Council, and which was concurred in by the house, with proposals of amendment; in which amendment the Governor and Council concurred and it became a law.

Mr. Child, on motion, introduced a bill, entitled an act incorporating certain persons therein mentioned, by the name of the *Thetford Manufacturing Company*, was read and referred to the committee of manufactures.

A bill, entitled an act incorporating certain persons therein mentioned, by the name of the *Champlain Cotton and Woollen Manufacturing Company*, was on motion, introduced by Mr. C. Rich, read and referred to the same committee.

The turnpike committee to whom was referred the petition of the inhabitants of Sherburn and others, for the revival of an act of incorporation for a turnpike; *made report*, that a majority of the committee are in favor of granting the prayer of the petition, and that the proprietors

ought to have two years from and after the date of this report to complete said road.

Which report was read and rejected, and the petitioners had leave to withdraw their petition.

A bill, entitled an act legalizing the records of the town of Jericho, introduced by Mr. Hutchins, was read and referred to the committee raised on the petition of the selectmen of Eden.

A bill, entitled an act to legalize the records of the town of Richmond, introduced by Mr. Brownson, was read and referred to the same committee.

Mr. U. C. Hatch, on motion, introduced the following resolution, viz.

In General Assembly, Oct. 24, 1810.

Resolved, That a committee be appointed consisting of four members of this house, to join a committee from the Council, to take into consideration the expediency of making any alterations in the act, entitled "an act ascertaining the principles on which the list of this state shall be made up, and directing listers in their office and duty" or any act in addition to, or amendment of the same; and that said committee report by bill or otherwise.

Which resolution was read and adopted.

The second land tax committee to whom was referred the petition for a land tax on Kirby; *made report*, that the prayer thereof ought to be granted.

Which report was read and accepted, and the petitioners had leave to bring in a bill accordingly; and the petitioners brought in a bill, entitled an act laying a tax of three cents per acre on Kirby, which was read the first time and passed to a second reading.

The bill, entitled an act establishing a corporation by the name of the *Windham County Center Turnpike Company*, was called up and recommitted for correction.

The committee appointed to confer with the corporation of the University of Vermont, *made report*, as follows, viz.

To the Honorable General Assembly now sitting, your committee appointed to confer with the Corporation of the University of Vermont, on the subject of a law to be passed relating to said University, *report*:

That we have conferred with the members of said Corporation, and they with us, concur in recommending to the General Assembly to pass an act in addition to, and amendment of the act, establishing said University and thereby alter the mode electing members of said Corporation and the term of their offices, as follows, to wit—Let said act provide that all elections of said members shall be made by the joint ballot of both houses of the Legislature, who at this and every future session shall fill all vacancies that shall exist, making in the whole number of the stated members of said corporation, fifteen—and that said act shall further provide that three years from the present session of the Legislature, and every successive third year thereafter, shall be elected as aforesaid, five members of said corporation, who shall enter upon the duties of their office on the first day of December, next following their election; who shall serve as successors to the five oldest chosen members of said corporations, whose offices shall expire on the last day of November, next preceeding such first day of December; and that all the members of said corporation, chosen during the present session, shall forthwith enter upon the duties of their office—some other amendments have been named, which may be considered in drawing said act; but concerning which, the members of said corporation are indifferent whether they are adopted or not—all which is humbly submitted, by **PAUL BRIGHAM**, for Committee.

Montpelier, Oct. 24, 1810.

Which report was read and accepted, and referred to the committee raised on the bill relating to the University of Vermont.

The committee to whom was referred the bill, entitled an act incorporating certain persons by the name of the *Monkton Argil Company*, reported the bill with amendments which were adopted by the house, and on motion the bill was ordered to lie on the table.

The committee of manufactures to whom was referred the bill, entitled an act incorporating certain persons therein named, by the name of the *Warren Iron Manufacturing company*; made report, that the bill ought to pass and become a law.

Which report was read and accepted, and the bill read the first time and passed to a second reading.

The petition of the inhabitants of Franklin county respecting county buildings, was called up and referred to a committee of four, to join a committee from the Council.

The petition of Thomas and Elias Porter, for a ferry, was read and referred to the committee raised on the petition of Joseph Mott.

The petition of Prudence Murdock, referred from last session was called up and referred to the committee of new trials.

The bill, entitled an act freeing the body and property of Truman Powell from arrest or imprisonment for the term of three years, brought in pursuant to report of committee, was read the first time and passed to a second reading.

The engrossed bill, entitled an act empowering Aaron Shepard, Levi Stevens, and Mark Norris, to make certain alterations in the county road, leading from Montpelier, to Stanley's mills in Greensborough, was returned from the Governor and Council concurred, with proposals of amendment, in which the house concurred, and it became a law.

The bill, entitled an act relating to coopers, and the bill entitled an act for the relief of Artemas Moses, were both of them read the second time and passed to be engrossed, &c.

The committee of manufactures, to whom was referred the petition of certain persons for the incorporation of a company by the name of the *Lyndon Cotton and Woollen Manufacturing Company*; made report, that the prayer of the petition be granted, conditioned that the company put their manufactory in operation within two years from this time.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The committee to whom was referred the petition of Coit's Gore, to be incorporated into a new town by the name of Walpole; made report, that the petition be referred to the next session of the General Assembly.

Which report was read and accepted, and the petition referred accordingly.

Agreeably to appointment, the Governor and Council, and General Assembly met in joint committee, and transacted the following business as appears from the return of their clerk.

In Joint Committee, Oct. 24, 1810.

Agreeably to adjournment, the Governor and Council and General Assembly, met in joint committee to make further nomination of county officers.

His Excellency the Governor in the chair.

TH : LEVERETT, Clerk.

The Representatives from Essex county, presented an additional nomination of Justices of the Peace for said county, which being read—were appointed as follows :

Brunswick, John Merrell, Ithiel Cargil.

Guildhall, Daniel Dana, Zephaniah Perkins.

The joint committee then adjourned until Monday next, at the opening of the house in the afternoon.

Attest. TH : LEVERETT, Clerk.

The Governor and Council having retired, the house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

On the petition of the inhabitants of Franklin county, respecting county buildings, Messrs. G. Robinson, Painter, A. Lyon and Jacob Smith, were appointed a committee.

The turnpike committee to whom was referred the petition of the towns of Fairhaven, Castleton and Hubbardton, praying for a county and market road from the village in Fairhaven, through Rock-hill so called, part of Castleton and Hubbardton, by way of Horton's mills, in the most direct rout to Middlebury ; and the remonstrance of certain of the inhabitants of Sudbury, against said road ; *made report*, that the prayer of the petition ought to be so far granted as to enable them to lay out a road from Joab Smith's, to a bridge near the paper-mill in Fairhaven, in the county of Rutland ; and that all parties seemed to be well agreed in having the road laid out as above.

Which report was read and accepted.

The following bills were read the second time and passed to be engrossed, &c.

The bill, entitled an act granting relief to Levi Bennet :

The bill, entitled an act empowering the Rutland and Stockbridge turnpike corporation to remove their gate at Zebade Sprout's, to Johnson Richardson's :

The bill, entitled an act extending the time for completing the Poultney turnpike road : And,

The bill, entitled an act directing the Treasurer to pay Oliver Harmon, the sum therein mentioned.

The committee appointed by resolution to nominate land tax committees and collectors, reported the committees and collectors to the following bills, viz.

The bill, entitled an act laying a tax on the town of East Haven :

The bill, entitled an act laying a tax on the town of Guildhall :

The bill, entitled an act laying a tax on the town of Newark :

The bill, entitled an act laying a tax on the town of Granby.

Which report was accepted, the bills amended accordingly, read the second time and passed to be engrossed, &c.

A bill, entitled an act appointing a committee to lay out a road from Sudbury to Fairhaven, brought in pursuant to report of committee, was read the first time and passed to a second reading.

The committee of manufactures to whom was referred the petition of Thomas Byrd and others, praying for the incorporation of an agricultural society ; *made report*, that the prayer of the petition ought to be granted.

Which report was read and accepted, and the petitioners brought in a bill, entitled an act incorporating certain persons therein named, into an agricultural society, which was read the first time and passed to a second reading.

The petition of Parley Davis, was called up, and re-committed to the committee for them to make a full statement of facts.

Mr. Levake, on motion, introduced a bill, entitled an

act for the revival of a land tax on New-Huntington, Bu-el's and Avery's Gore, which was read and referred to the third land tax committee.

The committee to whom was referred the petition of the inhabitants of Swanton, for a toll bridge ove Missisque river; *made report*, that the prayer of the petition ought to be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly.

A bill, entitled an act restoring John Dunbar, to his legal privileges, brought in pursuant to report of committee, was read the first time and passed to a second reading.

A bill, entitled an act constituting a new county, by the name of Jefferson, brought in pursuant to report of committee of the whole, was read the first time and passed to a second reading.

The committee of suspensions to whom was referred the petition of Amri Patterson, praying for an act of suspension for reasons therein stated; *made report*, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioner had leave to withdraw his petition.

The committee to whom was referred the petition of Seth Wetmore, praying that a proper board be established to allow the accounts of persons directed by the several county courts to transport prisoners to the state prison, reported a bill, entitled an act, in addition to an act, entitled "an act providing for the regulation of the state prison and altering the punishment of crimes.

Which report was read and accepted, and the bill read the first time and passed to a second reading.

The bill, entitled an act incorporating certain persons therein named, by the name of the *Bennington Cotton and Woollen Manufacturing Company*, was read and referred to Messrs. T. Hutchinson, Chipman, and Barnum, for correction.

The bill, entitled an act to incorporate certain persons, by the name of the *Monkton Argil Company*:

The bill, entitled an act incorporating certain persons therein named, by the name of the *Warren Iron Manufac-*

turing Company: And, the bill, entitled an act incorporating certain persons therein named, by the name of the *Lyndon Manufacturing Company*, brought in pursuant to report of committee, were all of them referred to the same committee.

The bill, entitled an act directing the Treasurer to pay the first constable of Lyndon, the sum therein mentioned, was read the second time and passed to be engrossed, &c.

The petition of sundry persons for a glass manufactory was read and referred to a committee of four, to join a committee from the Council.

The committee of claims to whom was referred the bill entitled an act directing the Treasurer to pay Witherel Wittum, the sum therein mentioned; *made report*, that in the opinion of the committee the bill ought to pass and become a law.

Which report was read and accepted, and the bill read the first time and passed to a second reading.

A bill, entitled an act laying a tax of three cents per acre on the town of Philadelphia, brought in pursuant to report of committee, was read the first time and passed to a second reading.

The committee of manufactures to whom was referred the petition of the mechanics of Windsor, for the organization of a mechanic association; *made report*, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioners had leave to withdraw their petition.

The bill, entitled an act directing the Treasurer to pay the sum therein mentioned, was read the second time and passed to be engrossed, &c.

The committee to whom was referred the petition of the proprietors and landowner of Enosburgh, praying this legislator to pass an act authorising one or more suitable person or persons to make a just and equitable division among the proprietors, for reasons stated in the petition; *made report*, that the prayer of the petition ought to be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The committee of suspensions to whom was referred

the petition of Ebenezer Twis, praying for an act of suspension, for reasons therein stated; *made report*, that the prayer of the petition ought to be granted.

Which report was read and rejected, and the petitioner had leave to withdraw his petition.

The petition of sundry inhabitants of Vershire, referred from last session was called up and referred to the committee raised on the petition of certain of the inhabitants of Wallingford.

Mr. Rising, on motion, introduced the following resolution, viz.

Resolved, That a committee consisting of a member from each county, be appointed to make distribution of the United States laws, received by his Excellency the Governor, as appears from his communication of the 18th instant.

The house adjourned.

Thursday, Oct. 25th, 1810, 9 o'clock A. M.

The house met pursuant to adjournment; and the Journals of yesterday were read.

On the resolution raising a committee to distribute the U. States laws, Messrs. Collins, Halladay, Joab Smith, Richardson, Walker, Harris, Allen, Newell, J. Robinson, Hunkins, Cargill, and S. Robinson, were appointed.

On the petition for a glass manufactory, Messrs. Stanley, Farnsworth, Barnum, and Peck, were appointed a committee.

Mr. U. C. Hatch, on motion, introduced a bill, entitled an act to empower the judges of the Supreme Court to adjust accounts against the state, for monies not comprehended in the fee bill, which was read and referred to a committee of four, to join a committee from the Council.

The third land tax committee to whom was referred the petition of the inhabitants of Victory, for a land tax, for reasons stated in the petition; *made report*, that the petition be referred to the next session.

Which report was read and accepted, and the petition referred accordingly.

The committee of claims to whom was referred the petition of Jonah Grover, praying to be remunerated for

monies expended and services done in detecting one George Granby Gile, who had been guilty of theft; *made report*, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioner had leave to withdraw his petition.

The same committee to whom was referred the account of Joseph Morrill, against the state for necessities furnished state prisoners at Danville; *made report*, that the petitioner ought to be allowed the sum of \$99 92.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The committee of new trials to whom was referred the petition of Benjamin Porter, for a new trial in a case therein mentioned, for reasons stated in the petition; *made report*, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioner had leave to withdraw his petition.

The same committee to whom was referred the petition of Prudence Murdock, praying that the judge of probate for the district of Fairhaven, may be empowered to appoint a board of commissioners to adjust a claim against her late husband Troup Murdock, in which there was some mistake before the board who heretofore adjusted said claim; *made report*, that the prayer of the petition ought to be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The committee to whom was referred the petition for an academy in West-Rutland; *made report*, that the prayer of the petition ought to be granted.

Which report was read and accepted, and the petitioners brought in a bill entitled an act establishing an academy in West-Rutland, which was read the first time and passed to a second reading.

The committee of new trials to whom was referred the petition of Asahel Noble vs. Hiram Curtis, praying for a new trial in said case, for reasons therein stated; *made report*, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and on motion, the petition was referred to next session.

The petition of John M'Colloch, and a statement of the Trustees of Caledonia Grammer School, relating to said petition, were read and referred to a committee of four to join a committee from the Council.

The committee to whom was referred the bill, entitled an act to quiet the inhabitants of Ferrisburgh and Vergennes, in the peaceable possession of their public lands ; *made report*, that the bill as amended ought to pass and become a law.

Which report was read and accepted, and the bill read and recommitted.

A bill, entitled an act granting a ferry to Lyman Hill, brought in pursuant to report of committee, was read the first time and passed to a second reading.

The committee to whom was referred the petition of the inhabitants of Wardsborough North district, and also the petition of Wardsborough South district, praying that the two districts may be incorporated into two distinct towns : *made report*, as follows, viz.

To the Honorable General Assembly now sitting.

Your committee appointed to take into consideration, the petitions from the North and South districts of Wardsborough, in the county of Windham, beg leave to report the following facts. That the town of Wardsborough, 33,944 acres of land ; being in length nine miles, and is divided by a high ridge running from the west line nearly through said town, dividing the same into nearly two equal parts ; the north district contains 17,797 acres, and their grand list for the present year is \$14,279. The South district contains 16,147 acres, and their list is \$11,190, that in each district there is a convenient meeting house where the inhabitants of each district are well accommodated to transact their town concerns—that while the two districts are connected together for the purpose of electing representatives, they are obliged to meet near the East end of the aforesaid ridge, and near the east line of said town ; where there is no suitable house to accommodate the freemen to meet in : And also that many of the freemen from the two districts are obliged to travel nearly

and quite ten miles to attend at said place, which is the most convenient that can be fixed upon for that purpose. Although your committee feel a reluctance in recommending any measure which will increase a representation already large; yet taking into consideration the foregoing facts, which they believe correct, they are of opinion that the prayer of the petition ought to be granted.

All which is respectfully submitted, by

SAMUEL C. CRAFTS, for committee.

Montpelier, Oct. 23, 1810.

Which report was read and accepted, and leave given the petitioners to bring in a bill accordingly—and the petitioners brought in a bill, entitled an act incorporating the North and South districts of Wardsborough, into two separate and distinct towns, which was read the first time and passed to a second reading.

The committee to whom was referred the bill, entitled an act appointing a committee to examine the towns of Randolph, Royalton, Bethel and Tunbridge; *made report*, that the bill ought not to pass.

Which report was accepted, and the bill dismissed.

Mr. B. Clap, on motion, introduced the following resolution, viz.

In General Assembly, Oct. 25, 1810.

Resolved, That a committee of three be appointed to enquire into the state of the Treasury, and the probable expense of government, for the year ensuing; and report the amount of tax necessary to be raised on the grand list of the year 1810.

Which resolution was read and adopted.

The committee to whom was referred the petition of Benjamin Davis, praying this Legislature to empower him to enclose a certain highway; and who were directed to enquire into the propriety of passing a general law authorising selectmen to empower individuals to inclose highways in certain cases; *made report*, that the prayer of the petition ought not to be granted, and that no general law on the subject is necessary, as the existing law sufficiently provides for the same.

Which report was read and accepted, and the petitioner had leave to withdraw his petition.

The bill, entitled an act granting relief to Moses Wallace, referred from last session, was called up and referred to the committee of suspensions.

A bill, entitled an act laying a tax on Corinth, was read the first time, the committee and collector nominated, and the bill passed to a second reading.

A bill, entitled an act laying a tax of two cents on Mount-Tabor, was read the first time, the committee and collector nominated, and the bill passed to a second reading.

The bill, entitled an act freeing the body and property of Truman Powell, from arrest or attachment, for the term of three years, was read the second time, amended, and passed to be engrossed, &c.

The committee to whom was referred the petition of a number of the inhabitants of Addison, for an academy in said town; *made report*, that the prayer of the petition ought to be granted, and that leave be given to bring in a bill accordingly.

Which report was read and accepted.

The bill, entitled an act laying a tax on Kirby, was read the second time and passed to be engrossed, &c.

The bill, entitled an act laying a tax of three cents on the town of Greensborough, was read the second time and passed to be engrossed, &c.

A bill, entitled an act incorporating the Franklin agricultural society, brought in pursuant to report of committee, was read the first time and passed to a second reading.

A bill, entitled an act relating to the militia, introduced by Mr. Field, was read and referred to the military committee.

A bill, entitled an act appointing commissioners to make division of lands in Enosburgh, brought in pursuant to report of committee, was read the first time and ordered to lie on the table.

A bill, entitled an act authorising Apollos Austin, Joseph Warren and John Morton, to remove obstructions in Otter Creek, at, or near Vergennes, brought in pursuant to report of committee, was read and recommitted to the committee on the petition of Silas Wright and others.

The committee appointed to receive and make up the

general list, reported the list of the state made up.

Mr. Hendee, on motion, introduced the following resolution, viz.

In General Assembly, Oct. 25, 1810.

Whereas the Legislature of this state, by an act passed Nov. 7th, 1809, appointed a committee, consisting of Benjamin Swan, Elias Lyman and Titus Hutchinson, to audit and adjust the accounts of the commissioners for building a state prison, and make report to this session, of the Legislature; and whereas the commissioners are now in this place, and desirous to have their accounts adjusted; and as Elias Lyman, one of said committee will not probably be able to attend to the business of his appointment, in season to report during the present session: Therefore,

Resolved, That the Hon. Royal Tyler, be appointed one of said committee, in the room of Elias Lyman, who was appointed by said act.

Which resolution was read and adopted.

The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

On the resolution for a committee to examine into the state of the Treasury, Messrs. B. Clapp, C. Rich, and Jacob Smith, were appointed a committee.

On the bill, entitled an act to empower the judges of the Supreme Court to adjust accounts against the State, for monies not comprehended in the fee bill, Messrs. U. C. Hatch, T. Hutchinson, Field, and Olin, were appointed a committee.

On the petition of John M'Collock, Messrs. J. Fisk, T. Hutchinson, Potter, and Follet, were appointed a committee.

A bill, entitled an act making compensation to Joseph Morrill, 2nd. bro't in pursuant to report of committee, was read the first time and passed to a second reading.

The bill, entitled an act appointing a committee to lay a road from Sudbury to Fairhaven; and the bill, entitled an act laying a tax of three cents per acre on the town of

Philadelphia, were both of them read the second time and passed to be engrossed.

The bill, entitled an act to incorporate certain persons therein named, into an agricultural society, was read the second time and ordered to lie on the table.

A bill, entitled an act granting relief to Epraim Munson, introduced by Mr. Pratt, was read and referred to a committee of three, to join a committee from the Council.

A bill, entitled an act appointing a committee to alter a county road from Derby to Guildhall, introduced by Mr. Griswold, was read and referred to a committee of three, to join a committee from the Council.

A bill, entitled an act extending the jurisdiction of Justices of the Peace in cases therein mentioned, introduced by Mr. C. Rich, was read and ordered to lie on the table.

The committee to whom was referred the following bills, viz.

The bill, entitled an act incorporating certain persons therein named, by the name of the *Warren Iron Manufacturing Company* :

The bill, entitled an act incorporating certain persons therein named, by the name of the *Bennington Cotton and Woollen Manufacturing Company* : And,

The bill, entitled an act incorporating certain persons by the name of the *Monkton Argil Company*, reported a new section to each of the bills, which were adopted by the house ; and the bills were successively read the second time, and further amended and passed to be engrossed, &c.

The following engrossed bills were returned from the Governor and Council concurred and became laws, viz.

An act laying a tax of two cents per acre on the town of Bristol :

An act extending the time allowed for compleating the Poultney turnpike road :

An act directing the Treasurer to pay John Barney, the sum therein mentioned :

An act laying a tax of two cents per acre on the township of Sterling :

An act laying a tax on the county of Chittenden :

An act granting relief to Levi Bennet : And,

An act for the relief of Artemas Moses.

The committee to whom was referred that part of his Excellency's communication to the University of Vermont, and the bill referred from last session, relating to said University, reported a bill, entitled an act in addition to, and amendment of an act, entitled "an act for the purpose of founding a University at Burlington."

Which report was accepted, and the bill read the first time and made the order of the day for Saturday morning at the opening of the house.

A bill, entitled an an act relating to town-meetings, introduced by Mr. Olin was read and referred to a committee of three to join a committee from the Council.

A bill, entitled an act making the Vermont State bills a tender for the payment of all land taxes, introduced by Mr. Griswold, was read the first time and passed to a second reading.

The bill, entitled an act in addition to the act, entitled "an act providing for the regulation of the state prison, and altering the punishment of crimes," was read the second time, amended, and committed to Messrs. J. Fisk, A. Lyon and C. Rich, for further amendment.

The bill, entitled an act directing the Treasurer to pay Witherell Wittum, the sum therein mentioned, was read the second time, and on the question *shall the bill pass to be engrossed?* the yeas and nays were taken and were as follows, viz.

Yeas—Messrs. Andrus, Austin, Bailey, Barnes, Baxter, Borden, Brownson, Burnham, Speaker, Child, Clark, Church, Collins, Cook, Cooley, Corss, Corbin, Crowley, De Forrest, D. Dana, J. W. Dana, Delano, Dudley, J. Duncan, Dyer, Cargill, Eldridge, Field, Farnsworth, Farley, Ferguson, Fifield, Fisk, C. Fisk, B. Fitch, Follett, Foot, Fuller, Galusha, Gardner, Gibson, S. Green, Griswold, Harris, L. Harrington, D. Harrington, U. C. Hatch, Hayward, Hitchcock, Hemmingway, Herrick, Henry, T. Hutchinson, Hutchins, Hunkins, Hoyt, Holmes, Ingham, Ingals, J. Kimball, King, D. Kimball, Keyes, Lathrop, Leland, R. Lyon, Loop, Mason, May, M'Laughlin, M. Knight, Moor, Munson, Myrick, Newell, Noyes of Brattleborough, Olin, G. Palmer, Thomas K. Palmer, Patridge, Philips, Powell, Pratt, Peck, Peckham, P. Perkins,

J. Perkins, Potter, Rising, J. Robinson, P. Robinson, N. Robinson, S. Robinson, Selden, Segur, Shepard, Asa Smith, S. Smith, Jacob Smith, Asahel Smith, Joab Smith, Skinner, Standish, S. Stone, Stanley, Tabor, Thayer, Thrall, Thurston, Utley, Walker, Waterman, M. Warner, J. Warner, Webb, T. H. Whitney, D. Whitney, Willard, Willey, Woodworth, C. Rich, and Spencer. 122.

Nays—Messrs. Aiken, Adams, Allen, Barnum, Bebee, Bingham, Bigelow, Bliss, Boutel, Brigham, Brown, J. Burton, P. Burton, Benja. Clap, J. Clapp, Conant, Crosman, Durfee, Deming, J. Fitch, French, Gains, N. Green, A. Hall, Hidden, Hendee, J. Hutchinson, Hunt, Holden, Johnson, Kennon, Leavenworth, Levake, A. Lyon, Muzzy, Meach, Noble, Otis, Oak, Painter, Patrick, M. Rich, Robbins, Richardson, G. Robinson, Safford, Sanford, Saxton, Stewart, Taft, Tophiff, Webster, Willoughby, and Hinman—54

So the bill passed to be enacted, &c.

The bill, entitled an act restoring John Dunbar, to his legal privileges, was read the second time and passed to be engrossed, &c.

The bill, entitled an act appointing commissioners to make division of lands in Enosburgh, was called up, read and ordered to a second reading.

The bill, entitled an act incorporating certain persons therein named, by the name of the Thetford Manufacturing company, was read the second time, amended, and passed to be engrossed, &c.

The committee to whom was referred the bill, entitled an act relating to guardians appointed over drinking, idle and disorderly persons; *made report*, that the bill ought to pass and become a law.

Which report was read and accepted, and the bill read the first time and passed to a second reading.

The bill, entitled an act suspending civil process against Dexter Ward, brought in pursuant to report of committee, was read the first time and passed to a second reading.

The bill, entitled an act incorporating certain persons therein named by the name of the Lyndon Manufacturing company, was read the second time, amended and passed to be engrossed, &c.

The bill, entitled an act constituting a new county, by the name of Jefferson, was read the second time, when Mr. Pratt, offered the following amendment to the bill, viz.

“ Provided nevertheless—And it is hereby further enacted, That this act shall not take effect, nor said county of Jefferson be organized, nor any Supreme court hold any session therein, until the inhabitants of said county hereby created, shall pay to the inhabitants of said Montpelier, and other individuals, who assisted in building the state-house in said Montpelier, the full value of said state-house and the land on which it stands, so as to discharge the state from all liability to pay said value upon the Legislature’s ceasing to hold its session at said Montpelier; and be free from all obligations to hold any future sessions at said Montpelier, and be at liberty to hold their sessions in any part of this state which they shall think proper, without incurring any expense to the state in any way, on account of said state-house; and the said inhabitants of said county so soon as they shall have paid for said state-house as aforesaid, and shall have rendered the said Legislature free to hold their sessions out from said Montpelier, without expense to this state, shall be entitled to receive from this state all the right and title this state has to said state-house and the land on which it stands.”

And on the question, *will the house adopt the amendment to the bill?* the yeas and nays were taken and were as follows, viz.

Yeas—Messrs. Andrus, Bailey, Barney, Blodget, Borden, Brownson, Burnham, J. Burton, P. Burton, Speaker, Church, Collins, Durfee, D. Dana, Dudley, Cargill, Eldridge, Fifield, C. Fisk, B. Fisk, J. Fitch, Follett, Fuller, Gains, Gardner, E. Graves, N. Green, Griswold, U. C. Hatch, Hayward, T. Hutchinson, J. Hutchinson, Holden, Hutchins, Ingham, Ingals, D. Kimball, Levake, Mason, May, M’Laughlin, Moor, Munson, Myrick, Otis, Oak, Patrick, Philips, Pratt, P. Perkins, M. Rich, Rising, Robbins, Richardson, Sanford, Shepard, Asa Smith, Standish, Stewart, Stanley, Thrall, Utley, M. Warner, D. Whitney, Willey, and Spencer—66.

Nays—Messrs. Adams, Aldrich, Allen, Austin, Bar-

num, Barnes, Baxter, Bebee, Bingham, Bigelow, Boutel, Brigham, Brown, Campbell, Child, J. Clapp, Clark, Conant, Cook, Cooley, Corss, Crosman, Crowley, Chipman, De Forrest, Delano, Deming, J. Duncan, Dyer, Elkins, Farnsworth, Farley, Ferguson, Field, J. Fisk, Foot, French, R. Graves, S. Green, A. Hall, J. Hall, Halladay, Harris, L. Harrington, D. Harrington, G. Hatch, Hitchcock, Hidden, Hemmingway, Hendee, Herrick, Henry, Hunt, Johnson, J. Kimball, Kennon, Keyes, Lathrop, Leavenworth, Leland, A. Lyon, Loop, M'Knight, Meach, Muzzy, Noble, Newell, Noyes of Brattleborough, Noyes of Guilford, Olin, G. Palmer, Thomas K. Palmer, Patridge, Powell, Peck, Peckham, G. Rich, J. Robinson, P. Robinson, N. Robinson, S. Robinson, G. Robinson, Safford, Saxton, S. Smith, Jacob Smith, Asahel Smith, Skinner, Taft, Thayer, Thurston, Topliff, Waterman, J. Waterman, T. H. Whitney, Wheelock, Willoughby, Willard, Woodworth, C. Rich, Marvin and Hinman—102.

So the amendment was rejected, and the house adjourned.

Friday, Oct. 26, 1810, 9 o'clock A. M. The house met pursuant to adjournment and the Journals of yesterday were read.

On the bill, entitled an act appointing a committee to alter the county road from Derby to Guildhall, Messrs. Griswold, D. Kimball, and J. Kimball, were appointed a committee.

On the bill, entitled an act granting relief to Epraim Munson, Messrs. Pratt, Segur, and Willoughby, were appointed a committee.

On the bill, entitled an act relating to town-meetings, Messrs. Olin, Thrall and Topliff, were appointed a committee.

A bill, entitled an act granting relief to Prudence Murdock, brought in pursuant to report of committee, was read the first time and passed to a second reading.

Mr. Field, on motion, introduced the following resolution, viz.

Resolved, That the bill on the table, introduced by Mr. C. Rich, entitled an act extending the jurisdiction of Jus-

ties of the Peace in civil causes, be referred to a select committee of three to make report.—And also, to report if any, what alterations ought to be made in the law relating to actions of book accounts, before justices of the peace.

Which resolution was read and adopted.

The third land tax committee to whom was referred the petition of the inhabitants of the town of Highgate, for a land tax on said town; *made report*, that the prayer of the petition be so far granted as that a tax of three cents per acre, be laid on Highgate, and that leave be given to bring in a bill accordingly.

Which report was read and accepted, and the petitioners brought in a bill entitled an act laying a tax of three cents per acre on the town of Highgate, which was read the first time and passed to a second reading.

The committee to whom was referred the petition of John M'Culloch, praying that the Trustees of Caledonia county Grammer School, may be empowered to release him from a contract made with said corporation, for certain reasons stated in the petition; *made report*, that the prayer of the petition ought to be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly: And the petitioner brought in a bill, entitled an act authorising the trustees of Caledonia county grammer school to alter or annul a certain contract, which was read the first time and passed to a second reading.

The committee to whom was referred the bill, entitled an act granting relief to Moses Wallace; *made report*, that the bill ought to pass and become a law.

Which report was read and accepted, and the bill read the first time and passed to a second reading.

Mr. Ingham, on motion, introduced a bill, entitled an act establishing sessions of the supreme court in the county of Essex, which was read and referred to a committee of four to join a committee from the council.

The following engrossed bills were returned from the Governor and Council concurred and became laws, viz.

An act directing the treasurer to pay Witherell Wiltum, the sum therein mentioned:

An act laying a tax on the town of Newark :

An act laying a tax on the town of Guildhall :

An act laying a tax on the town of Granby :

An act freeing the body and property of Truman Powell, from arrest and attachment, for the term of three years :

An act laying a tax on the town of East-Haven :

An act directing the treasurer to pay the sum therein mentioned : And,

An act directing the treasurer to pay the first constable of Lyndon, the sum therein mentioned.

The bill, entitled an act constituting a new county by the name of Jefferson, was called up ; when Mr. D. Whitney, moved that the bill be referred to the next session, and on the question, *will the house so refer the bill?* the yeas and nays were taken, and were as follows, viz.

Yeas—Messrs. Andrus, Austin, Bailey, Barney, Bliss, Blodget, Borden, Brownson, Burnham, J. Burton, P. Burton, Speaker, Church, B. Clapp, Collins, Crowley, Durfey, D. Dana, J. W. Dana, Dudley, Cargill, Elkins, Eldrige, Fifield, Fisk, C. Fisk, B. Fitch, J. Fitch, Follet, Fuller, Gains, Galusha, Gardner, E. Graves, Griswold, N. Green, U. C. Hatch, Hayward, Herrick, Henry, T. Hutchinson, J. Hutchinson, Hutchins, Hungerford, Horton, Holmes, Holden, Ingham, Ingalls, King, D. Kimball, Keyes, Levake, R. Lyon, Mason, May, M'Laughlin, Munson, Myrick, Noble, Otis, Oak, Patrick, Philips, Pratt, P. Perkins, J. Perkins, Potter, M. Rich, Rising, Richardson, Sanford, Segur, Shepard, Asa Smith, Joab Smith, Standish, Steward, S. Stone, Stanley, Thayer, Thrall, Utley, Waterman, Webster, D. Whitney, Willoughby, Willard, Willey and Spencer—90.

Nays—Messrs. Aiken, Adams, Allen, Aldrich, Barnes, Barnum, Baxter, Bebee, Bingham, Boutell, Brigham, Brown, Campbell, Child, J. Clap, Clark, Conant, Cook, Cooley, Corss, Crosman, Chipman, De Forest, Delane, Deming, Jason Duncan, Dyer, Fay, Farnsworth, Farley, Fenn, Ferguson, Field, J. Fisk, Foot, French, Gibson, R. Graves, S. Green, A. Hall, J. Hall, Halladay, Harris, L. Harrington, D. Harrington, G. Hatch, Hitchcock, Hidden, Hemingway, Hendee, Hunt, Hoyt, Johnson, Kinne, Kennon, Lathrop, Leavenworth, Leland, A. Lyon, Loop, M.

Knight, Meach, Moor, Muzzy, Newell, Noys of Brattleborough, Noys of Guilford, Olin, G. Palmer, T. K. Palmer, Powell, Patridge, Peck, Peckham, G. Rich, Robbins, J. Robinson, P. Robinson, N. Robinson, S. Robinson, G. Robinson, Safford, Saxton, Selden, S. Smith, Jacob Smith, Asahel Smith, Skinner, Tabor, Taft, Topliff, Walker, M. Warner, J. Warner, Webb, Wheelock, T. H. Whitney, Woodworth, C. Rich, Marvin and Hinman—101

So the motion did not prevail; several amendments were then offered and rejected, and on the question, *shall the bill pass to be engrossed, &c.* ? the yeas and nays were taken, and were as follows, viz.

Yeas—Messrs. Aiken, Adams, Allen, Barnes, Barnum, William Baxter, Bebee, Bingham, Boutell, Brigham, Brown, Campbell, Child, J. Clapp, Clark, Conant, Cook, Corss, Corbin, Crowley, Chipman, De Forest, Jason Duncan, Deming, Dyer, Fay, Farnsworth, Farley, Fenn, Ferguson, Field, J. Fisk, Foot, French, Gardener, Gibson, R. Graves, S. Green, A. Hall, J. Hall, Haladay, Harris, L. Harrington, D. Harrington, Hitchcock, Hidden, Hemingway, Hendee, Hunt, Hoyt, Johnson, Kinne, Kennon, Lathrop, Leavenworth, Leland, A. Lyon, Loop, Mc'Knight, Meach, Moor, Myrick, Muzzy, Newell, Noyes of Brattleborough, Noyes of Guilford, Olin, G. Palmer, T. K. Palmer, Patrick, Powell, Peck, Peckham, G. Rich, Robbins, J. Robinson, P. Robinson, N. Robinson, S. Robinson, G. Robinson, Safford, Saxton, Selden, S. Smith, Jacob Smith, Asahel Smith, Skinner, S. Stone, Tabor, Taft, Topliff, Walker, M. Warner, J. Warner, Wheelock, T. H. Whitney, Willoughby, Woodworth, C. Rich, Marvin and Hinman—101.

Nays—Messrs. Andrus, Austin, Bailey, Barney, Bigelow, Bliss, Blodget, Borden, Brownson, Burnham, J. Burton, P. Burton, Speaker, Church, B. Clapp, Collins, Cooley, Durfey, D. Dana, J. W. Dana, Dudley, Cargill, Elkins, Eldridge, Fifield, Fish, C. Fisk, B. Fitch, Follett, Fuller, Gains, Galusha, E. Graves, N. Green, Griswold, U. C. Hatch, Hayward, Herrick, Henry, T. Hutchinson, J. Hutchinson, Huchins, Hungerford, Horton, Holmes, Holden, Ingham, Ingals, J. Kimball, King, D. Kimball,

Keyes, Levake, R. Lyon, Mason, May, M^cLaughlin, Munson, Noble, Otis, Oak, Patrick, Pratt, P. Perkins, J. Perkins, Potter, M. Rich, Rising, Richardson, Sanford, Segur, Shepard, Asa Smith, Jacob Smith, Standish, Stanley, Stewart, Thayer, Thrall, Utley, Waterman, Webb, D. Whitney, Willey and Spencer—85.

So the bill passed to be engrossed, &c.

Mr. May, had leave of absence during the remainder of the session.

The committee of suspensions to whom was referred the petition of Benjamin Waterman, praying for an act of suspension, for reasons stated in the petition: *made report*, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioner had leave to withdraw his petition.

The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

On the resolution raising a committee to take into consideration the bill relating to the jurisdiction of Justices of the Peace, Messrs. C. Rich, Field and Jacob Smith, were appointed.

On the bill, entitled an act establishing the sessions of the Supreme court, in the county of Essex, Messrs. Ingham, Baxter, T. Hutchinson and James Fisk, were appointed a committee.

The account of Benj. H. Oak, against the state was read and referred to the committee of claims.

The following engrossed bills were returned from the Governor and Council concurred and became laws, viz.

An act making compensation to Joseph Morrill:

An act incorporating the North and South districts of Wardsborough, into two separate and distinct towns:

An act laying a tax on Corinth:

An act granting a ferry to Lyman Hill:

An act establishing an academy in West-Rutland:

An act laying a tax on Kirby: And,

An act laying a tax of two cents per acre on Mount-Tabor.

The bill, entitled an act altering the name of the town of Middle-Hero, was called up and referred to a committee of three.

Mr. Chipman, on motion, introduced a bill, entitled an act in addition to an act, entitled "an act relating to guardians appointed over idiots and distracted persons, which was read and referred to a committee of three.

The bill, entitled an act making the Vermont State bank bills a tender for the payment of land taxes; and,

The bill, entitled an act incorporating the Franklin agricultural society, were read the second time and passed to be engrossed, &c.

The committee raised by resolution to enquire into the situation of the State bank; to whom also was referred the report of the president and directors of said bank; made a report, which was read and recommitted.

On motion of Mr. Cook, the committee raised on the petition of the selectmen of Eden, was made a joint committee.

On motion of Mr. Galusha, the committee appointed to make up the general list had leave to amend their report.

A bill, entitled an act laying a tax on the county of Caledonia, was on motion introduced by Mr. Griswold, read the first time and passed to a second reading.

The speaker read the following communication from his Excellency, viz.

THE HON. DUDLEY CHASE, Esq.

Speaker of the House of Representatives,

SIR,

I would, through you, inform the General Assembly that Gen. Hezekiah Barnes, has accepted the recent appointment of major general, of the third division of the militia of this state; of course the office of brigadier general of the second brigade and third division becomes vacant.

The General Assembly will therefore please to direct the mode of supplying the vacancy.

JONAS GALUSHA.

HON. D. CHASE, Esq.

Which was read and ordered to lie on the table.

The bill, entitled an act suspending civil process against Dexter Ward, was read the second time and passed to be engrossed.

The committee to whom was recommitted the bill, entitled an act to quiet the inhabitants of Ferrisburgh and Vergennes, in the peaceable possession of public lands; *made a verbal report*, that the bill ought to pass and become a law.

Which report was accepted, and the bill read the first time and passed to a second reading.

The committee to whom was referred the bill, entitled an act in addition to the act providing for the regulation of the state prison and altering the punishment of crimes reported the bill amended and it was read the second time and passed to be engrossed, &c.

The committee to whom was recommitted the petition of the proprietors of Mount-Tabor, and also the petition of a part of the proprietors of the same town; *made report*, that the petitions ought to be referred to the next session.

Which report was read and accepted, and the petition referred accordingly.

The committee to whom was referred the petition of sundry persons of Troy, in the State of New-York, for the incorporation of a company for the purpose of founding a Glass Factory, in this state; *made report*, that the prayer thereof ought to be granted, that the property of said company be free from taxes ten years, and the persons of those employed in said factory be exempt from military duty, and serving on juries for the same time.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The committee to whom was referred the bill, entitled an act to legalize the records of the town of Richmond; *made report*, that the bill ought to pass and become a law.

Which report was read and accepted, and the bill read the first time and passed to a second reading.

Mr. T. Hutchinson, called up the resolution for the appointment of a brigadier general, to fill the vacancy occasioned by the promotion of Gen. Baccus; and on motion, to-morrow morning at ten o'clock was appointed for both

houses to meet in joint committee to make the aforesaid appointment.

The committee to whom was referred the bill, entitled an act to legalize certain town records in the town of Marshfield; *made report*, that the bill ought to pass and become a law.

Which report was accepted, and the bill was read the first time and passed to a second reading.

The bill, entitled an act relating to guardians appointed over idle, drinking and disorderly persons was read the second time, and passed to be engrossed.

The committee to whom was referred the bill, entitled an act relating to licences for retailing spirituous liquors, reported a new bill, which was accepted by the house, read and committed to a committee of three.

The bill, entitled an act appointing commissioners to make division of lands in Enosburgh, was read the second time and passed to be engrossed, &c.

The turnpike committee to whom was referred the bill, entitled an act establishing a corporation by the name of the *Windham County centre turnpike company*, reported the bill with amendments which the house adopted; several other amendments were then offered to the bill, and carried; and after some debate the bill was referred to the next session.

Mr. James Fisk, on motion, introduced the bill entitled an act granting relief to William Carley and Amasa Edson, which was read and referred to a committee of three to join a committee from the council.

The house adjourned.

Saturday, Oct. 27th, 1810, 9 o'clock A. M.

The house met pursuant to adjournment, and the Journals of yesterday were read.

On the bill, entitled an act altering the name of Middle-Hero, Messrs. Loop, S. Robinson and Borden, were appointed a committee.

On the bill, entitled an act in addition to an act, entitled "an act relating to guardians over idiots and distracted persons," Messrs. Chipman, N. Robinson and D. Whitney, were appointed a committee.

On the bill, entitled an act giving relief to William Carley and Amasa Edson, Messrs. J. Fisk, Jacob Smith, Kinne, and Rising, were appointed a committee.

On the bill, entitled an act in addition to an act relating to licences for retailing spirituous liquors, Messrs. A. Lyon, Conant and Pratt, were appointed a committee.

The committee to whom was referred the bill, entitled an act relating to suits on gaol bonds; *made report*, that the bill ought to pass and become a law.

Which report was read and accepted, and the bill read the first time and passed to a second reading.

The committee to whom was referred the petition of Nathan Burton, agent for Franklin artillery company, praying that said company may be allowed to enlist from the standing companies; *made report*, that the prayer of the petition be granted, provided they do not by such enlistment reduce the standing companies below 50 rank and file; and provided also, that their number shall not at any one time exceed 24 privates.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The bill, entitled an act granting relief to Moses Wallace, was read the second time and passed to be engrossed, &c.

The bill, entitled an act authorising the Trustees of Caledonia county grammar school to alter or annul a certain contract, which was read the second time and passed to be engrossed, &c.

A bill, entitled an act authorising the Franklin artillery company to enlist from the standing companies, brought in pursuant to report of committee, was read the first time and passed to a second reading.

Mr. J. Hutchinson on motion, introduced a bill, entitled an act to alter the time for holding the annual meeting of Orange county grammar school, which was read the first time and passed to a second reading.

The bill, entitled an act in addition to an act, entitled "an act regulating fees," was on motion, introduced by Mr. Kinne, read the first time and passed to a second reading.

The turnpike committee, to whom was recommitted the

petition of Apollos Hale, for a turnpike ; *made the following report, viz.*

Montpelier, Oct. 26, 1810.

To the General Assembly now sitting,

Your committee to whom was recommitted the petition of Apollos Hale, report, that at the request of the petitioner they have been and reviewed the contemplated turnpike road, and the road as now travelled, and are unanimously of opinion that the road as now travelled might, with a trifle of labor, be made equally as good as turnpikes in general, that the contemplated ground for the turnpike, is for timber and cleared land more than commonly easy to make ; and furthermore that the towns through which the road goes, are sufficiently able to make a good road ; and that therefore the prayer of the petition ought not to be granted.

ELLAS KEYES, for committee.

Which report was read and accepted, and the petitioner had leave to withdraw his petition.

The committee appointed to make report what distribution ought to be made of the United States laws, *made the following report, viz.*

MONTPELIER, Oct. 27th, 1810.

To the General Assembly now sitting,

Your committee, appointed to distribute the laws passed in the first session of the eleventh congress of the United States, beg leave to report, that in their opinion, the following distribution ought to be made.

To the Secretary of State,	1
The Secretary of Governor and Council,	1
Each county Clerk,	1
Each Supreme court Clerk in the counties of } Bennington and Addison,	1
Each State's Attorney in the counties in which } the supreme court sits,	1
Each town clerk,	1

This distribution requires that the respective committees receive of the laws of the first session of the eleventh congress, as follows :

Bennington,	18	Chittenden,	23
Windham,	22	Caledonia,	21

Rutland,	29	Franklin,	18
Windsor,	24	Orleans,	13
Addison,	23	Essex,	9
Orange,	22	Grand-Isle,	6
		Total	228.

All which is submitted, by

SAMUEL COLLINS, for committee.

Which report was read and accepted, and the laws distributed accordingly.

The military committee to whom was recommitted the bill, entitled an act in addition to an act, entitled "an act establishing a company of Riflemen in West Rutland;" *made report*, that the bill as amended ought to pass and become a law.

Which report was accepted, and the bill read the first time and passed to a second reading.

The bill, entitled an act laying a tax of three cents per acre on the town of Highgate, was read the second time, and passed to be engrossed, &c.

The order of the day was called for on the bill, entitled an act in addition to an act, entitled "an act for the purpose of founding a University at Burlington," and the bill was read the first time and passed to a second reading on Monday afternoon.

A bill, entitled an act granting a ferry to Joseph Mott, brought in pursuant to report of committee, was read the first time and passed to a second reading.

The petition of the trustees of Middlebury College, referred from last session, was called up, and the report of the committee thereon requiring the corporation to make a statement of the situation and circumstances of said institution, was read; when Mr. Painter, presented the report of the President and fellows of Middlebury college, as follows, viz.

To the Honorable the General Assembly of the State of Vermont to be convened at Montpelier on the second Thursday of October, A. D. 1810.

In obedience to your resolution of the 7th November last, the President and Fellows of Middlebury College respectively make known to your honorable body, the sit-

uation and circumstances of the seminary which has been committed to their particular direction.

Previously to the establishment of the institution, which was in October 1800, a building had been erected containing a chapel and twenty rooms for students, and a small Library had been procured.

The Legislature in their wisdom saw fit to grant a Charter of Incorporation without funds and without Governmental patronage, in order that a fair experiment might be made, whether an institution of Learning could support itself, or whether it could be endowed and supported by the liberality of the friends of science, and by an ordinary tax for Tuition.

Various were the opinions of individuals respecting the results, and some ventured to call in question the wisdom of the Legislature even for permitting the experiment to be tried; but the result it is confidently believed will from the following statement, appear highly honorable to the Legislature, who were the founders of the College, and afford no inconsiderable satisfaction to the friends of Literature and the Sciences.

Since the Institution was established ninety-three young gentlemen have gone through the regular course of studies, and received the degree of Bachelor of Arts, most of whom are now engaged in useful occupations in society and some hold important offices under the Government of this state. The number of students in the different classes has of late been rapidly increasing, and at present amounts to a *hundred and ten*.

The officers of the College consist of

A *President*, a Professor of *Law*, a Professor of *Mathematics* and natural *Philosophy*, a Professor of *Languages*, a *Tutor* and *Librarian*, a *Treasurer*, *Secretary* and *Inspector* of College Buildings.

The Professor of Mathematics and natural Philosophy began to discharge the duties of his office in 1809—The Professor of Law has this year commenced a course of legal instructions—the Professor of Languages officiates at present only as Senior Tutor, but is to enter on the duties of his office as Professor, at the commencement of next College year: From the above catalogue of officers

the Corporation flatter themselves it will appear that the students in Middlebury College have all the advantages which can be derived from a sufficient number of instructors, and they feel peculiar pleasure in being able to state, that the attention of the officers of the College to the government and instruction of the students cannot be easily surpassed ; it is chiefly owing to this circumstance that an uncommon degree of industry and good order is visible among the present members of the Institution. The students of the two junior classes are charged each four dollars a quarter for tuition. Those of the two senior classes five dollars each, one dollar of which, being added for the privilege of attending the Philosophical lectures. That part of the salaries of the officers, above the sum raised for tuition, is paid by individuals.

The Library, which has been gradually augmented by private liberality, now contains nearly one thousand volumes. The Philosophical apparatus, which owes its existence to the bounty of individual gentlemen, consists of an Air pump, an Electrical machine, two artificial globes, a large and small Telescope, Quadrant, a Theodolite, a Camera Lucida, two Thermometers, a Galvanic pile, a Hydrostatic apparatus, a Prism, and Mirrors of different kinds, with a variety of smaller instruments. It will easily be perceived that the increased number of students renders it necessary to erect a new college edifice for their accommodation. The corporation have it in contemplation to commence the building of one, at the opening of the next spring, and are now preparing materials. A considerable subscription has already been raised for the purpose. An eligible site for the new edifice, with a sufficiency of land, has been presented to the corporation, and accepted. The corporation find that a Chemical apparatus ought soon to be procured, for which no provision has yet been made.

It is presumed, that it will be highly gratifying to your honorable body, as guardians of the people, to learn, that in consequence of granting the Charter of Middlebury college, the good citizens of the state, have been relieved from the necessity of sending their sons abroad, for that education which, could not, previously to the founding of this,

seminary be obtained in their native state; and that also, large numbers of youths have resorted to this college for instruction, from the neighboring states, as will appear from the catalogue of students herewith transmitted.

Permit us finally to observe, that from the above view of the situation and circumstances of the college, it is hoped the honorable Legislature will be convinced, that an institution that has been fostered by so much private liberality, and which has already furnished the community with a number of useful and respectable members, is not undeserving a portion of Legislative aid. And should your honorable body, in their wisdom, see fit to extend to it, the hand of public patronage, either by granting permanent funds, or by assisting the corporation to erect necessary buildings; provide a Chemical apparatus and Library; the favor, it is believed, would not be bestowed on an object of doubtful utility to the state.

At a meeting of the President and Fellows of Middlebury college, agreeable to adjournment, Oct. 4th, 1810, Voted, that the foregoing statement of the situation and circumstances of the college, reported by the committee appointed for that purpose, be accepted—and that Gamaliel Painter and Horatio Seymour, Esquires, be a committee to present the same to the honorable speaker of the house of Representatives.

A true extract from the minutes,

Attest. PETER STARR, Sect'y.

Which was read and ordered to lie on the table.

Afterwards on motion, the petition and report of the President and fellows was, on motion of Mr. Olin, referred to a committee of four, to join a committee from the council.

A bill, entitled an act granting a ferry to Abraham Conklin, brought in pursuant to report of committee, was read and referred to the committee on the petition of Joseph Mott.

The bill lying on the table, entitled an act to incorporate certain persons therein named, into an agricultural society, was called up, read and referred to Messrs. Bar-num, C. Rich, and Farnsworth, for amendment.

The bill, entitled an act granting relief to Prudence Murdock, was read the second time and passed to be engrossed, &c.

A bill, entitled an act laying a tax of two cents per acre on the town of Worcester, brought in pursuant to report of committee, was read the first time and passed to a second reading.

The committee to whom was referred the petition of South and Middle-Hero, praying this house to pass an act authorising them to divide their public lands; *made report*, that the prayer of the petition ought to be granted, and that the petitioners have leave to bring in a bill accordingly : And the petitioners brought in a bill, entitled an act dividing the public lands in South and Middle-Hero, which was read the first time and passed to a second reading.

The military committee to whom was referred the petition of certain of the inhabitants of Windsor, praying for the establishment of a company of artillery in said town by the name of the Jefferson artillery company ; *made report*, that the prayer of the petition ought to be granted.

Which report was read and accepted, and leave given the petitioners to bring in a bill accordingly.

The committee of suspensions, to whom was referred the petition of Shipley Wells, praying for an act of suspension, for reasons stated in the petition ; *made report*, that the prayer of the petition ought to be granted.

Which report was read and rejected, and the petitioner had leave to withdraw his petition.

The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

The committee raised by the resolution introduced by Mr. Delano, to examine into the situation of the state bank, had leave to sit during the sitting of the house.

The petition of Ebenezer Marvin, referred from last session, was called up and referred to a committee of four to join a committee from the council.

Mr. J. Hutchinson, had leave of absence until Tuesday morning next.

Mr. Stanley, had leave of absence during the remainder of the session.

The following engrossed bills were returned from the Governor and Council concurred and became laws, viz.

An act incorporating certain persons, by the name of the *Monkton Argil Company*:

An act laying a tax of three cents per acre on the town of Philadelphia:

An act incorporating certain persons by the name of the *Warren Iron Manufacturing Company*:

An act to continue in force "an act laying a tax of three cents per acre on the town of Greensborough."

An act empowering the Trustees of Caledonia county grammar school to alter a certain contract, made with John M'Culloch: And,

An act making compensation to Joseph Morrill, 2d.

Mr. Burnham, had leave of absence during the remainder of the session.

The committee to whom was referred the petition of the selectmen of Middletown, stating that said town was set off from the towns of Wells, Tinmouth and Ira; that those towns take all the avails of the public lands granted for the benefit of schools, and refuse to the town of Middletown their just and equal proportion of the lands aforesaid or their avails; and praying for relief in the premises; Made report, that in their opinion, the several school districts in the town of Middletown are entitled to their proportion of the lands aforesaid the same as if said town had never been set off from the towns to which they originally belonged, unless they have relinquished that right by contract: but that their rights in this respect are proper subjects of decision in a court of law; and that therefore the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioners had leave to withdraw their petition.

The committee raised by resolution to examine into the situation of the state bank, to whom was recommitted their report for amendment; made the following report, viz.

Montpelier, Oct. 26, 1810.

To the Honorable the General Assembly now sitting,
T

your committee appointed to investigate and examine into the situation of the State Bank, respectfully report.

That we have examined into the situation of the said bank; as far as our circumstances would admit.—It may be seen by the report of the directors that the ballance in favor of the State Bank, amounts to \$34,306 19, more than all the bills in circulation, together with all the outstanding debts against said bank.—It also appears by a particular statement to us made, by the directors in person, from each branch; and from the best information we have been able to obtain—that the debts due to said bank, with some few exceptions, have been well secured, and that many of them will soon be collected. However, it is believed, that some losses will eventually be sustained—the gain of the bank by lost and worn out bills which will never be presented for payment, may prove nearly a counter ballance against bad debts. Taking into view the whole subject, your committee are of opinion that the bank has proved beneficial to the people of this state—more particularly so, on account of the many failures of the private banks in our sister states.—The heavy losses sustained by the people of this state, would have been greatly augmented had it not been for our own paper, which took place of theirs, to a considerable degree just before several of those banks lost all credit. Although owing to the general rack of the eastern banks, and the strong combinations against our own—our bills have suffered some depreciation abroad, and many individuals have suffered some inconvenienc at home; yet it is thought by pressing the collection in favor of the bank, and prudent management with respect to loans, that our paper may soon be restored to its former credit. It is painful to reflect on the numerous evils inflicted on community by evil minded speculators, which evils seem to be almost inseparably connected with the banking system, when private bank paper is the only circulating medium, in a state situated like ours, these evils will be felt in their greatest extent.

While we view it impracticable for the people to obtain a sufficient quantity of specie for a circulating medium; we see no other way to prevent or restore the evils

just mentioned, but by continuing in circulation some portion of our bank paper. We are at the same time, not insensible that with our present establishment, evils arising from the same source in some small degree may still continue to exist. The tax paid by the people of Vermont to the eastern private banks has been too enormous soon to be forgotten.—Since experience has proved that we have no security for the payment of their bills; and that the payment of our own, eventually is certain beyond all doubt. It is believed that the people of this state will still prefer our own paper.

It may be seen by the report of the directors made last year, compared with that before us, that a large share of the bills then in circulation, have been redeemed; and it is believed that most of the branches will soon be able to redeem all their bills as fast as they shall be presented. With these views your committee are desirous that all reasonable aid should be afforded to the institution—and beg leave to recommend the passing of the accompanying bill.

All which is humbly submitted,

E. BUTLER, for committee.

Which report was read, and on the question, *will the house accept of the report of their committee*, the yeas and nays were taken, and were as follows, viz.

Yeas—Messrs. Aiken, Andrus, Barnes, Borden, Burnham, J. Burton, P. Burton, Speaker, B. Clapp, Collins, Conant, Cook, Cooley, Crowley, Durfey, Delano, Field, Fay, Farnsworth, Fenn, Fish, J. Fisk, C. Fisk, B. Fitch, J. Fitch, Follet, Foot, Fuller, Gains, Galusha, Gardner, Gibson, E. Graves, S. Green, N. Green, Griswold, A. Hall, Harris, L. Harrington, D. Harrington, U. C. Hatch, Hayward, Hitchcock, Hendee, T. Hutchinson, Hutchins, Hungerford, Hunkins, Hoyt, Horton, Holmes, Holden, Ingham, Ingalls, King, D. Kimball, R. Lyon, Loop, M'Knight, Moor, Munson, Noys of Guilford, Olin, Patridge, Philips, Peckham, P. Perkins, Potter, M. Rich, Rising, Robbins, Richardson, J. Robinson, N. Robinson, S. Robinson, Sanford, Saxton, Segur, Shepard, Asa Smith, S. Smith, Asahel Smith, Standish, Steward, S. Stone, Stanley, Tabor, Tayer, Thrall, Topliff, Utley, Water-

man, Webb, Webster, D. Whitney, Willard, Willey Woodworth, C. Rich, Marvin and Hiaman—101

Nays—Messrs, Aldrich, Allen, Barnum, Bebee, Bingham, Boutell, Brigham, Church, J. Clap, Corss, Chipman, De Forest, Deming, Dudley, Jason Duncan, Dyer, Cargill, Ferguson, French, R. Graves, J. Hall, Halladay, Hemingway, Johnson, Keyes, Leavenworth, Leland, A. Lyon, Meach, Muzzy, Newell, Oak, T. K. Palmer, Patrick, Powell, J. Perkins, G. Robinson, Safford, Skinner, Taft, M. Warner, and Wheelock—42.

So the report was accepted, and the bill accompanying the report, entitled an act in addition to, alteration of an act. entitled “an act establishing a state bank,” was read the first time and made the order of the day for Tuesday morning next, for a second reading.

The petition of the inhabitants of Moretown, was read and referred to Chittenden county members to join a committee from the council.

The following bills were successively read the second time and passed to be engrossed, &c.

The bill, entitled an act for the removal of Samuel Pope jun. to the state prison :

The bill, entitled an act to quiet the inhabitants of Ferrisburgh and Vergennes, in the peaceable possession of public lands :

The bill, entitled an act to legalize certain town records of the town of Marshfield :

The bill, entitled an act laying a tax on the county of Caledonia :

The bill, entitled an act to legalize the records of the town of Richmond.

Mr. Asahel Smith, on motion, introduced a bill, entitled an act relating to the duty of proprietors clerks, which was read and referred to a committee of four to join a committee from the council.

Members chosen, Messrs. Asahel Smith, T. Hutchinson, Olin and Barnum.

Pursuant to previous appointment, the Governor and Council met the house in joint committee, and transacted the following business, as appears from the return of their clerk.

In Joint Committee, Oct. 27, 1810.

Agreeably to a concurrent resolution of both house of this date, the Governor and Council, and General Assembly met in joint committee, for the purpose of electing a brigadier general, to fill the vacancy occasioned by the promotion of brigadier general Hezekiah Barnes, to the rank of major general.

His Excellency the Governor in the chair.

TH : LEVERETT, Clerk.

The ballots being taken, sorted and counted, it appeared that John Newell, was elected brigadier general of the third division and second brigade of militia.

The joint committee then dissolved.

Attest. TH : LEVERETT, Clerk.

The house adjourned.

Monday, Oct. 29, 1810, 9 o'clock A. M.

The house met pursuant to adjournment, and the journals of Saturday were read.

On the petition of the Trustees of Middlebury College and their report of the situation and circumstances of said institution, Messrs. Olin, Pratt, Field and Farnsworth, were appointed a committee.

On the petition of Ebenezer Marvin, Messrs. Aiken, Hall, Hinman, and Palmer, were appointed a committee.

A bill, entitled an act granting relief to Eleazer W. Keyes, brought in pursuant to report of committee, was read the first time, and on the question, shall the bill pass to a second reading? the yeas and nays were taken, and were as follows, viz.

Yeas—Messrs. Aiken, Adams, Allen, Andrus, Barney, Barnum, Bebee, Bingham, Blodget, Boutel, Brigham, Brownson, J. Burton, P. Burton, Campbell, Child, Church, J. Clapp, Cook, Chipman, Deming, J. Duncan, Elkins, Fay, Farnsworth, Fenn, Ferguson, Field, J. Fisk, C. Fisk, J. Fitch, Fitch, Follett, Foot, French, Gardner, Gibson, R. Graves, S. Green, Griswold, J. Hall, Hitchcock, Hidden, Hendee, Herrick, Henry, Hutchins, Hungerford, Horton, Holmes, Johnson, Leavenworth, M^r. Knight, Noyes of Brattleborough, Noyes of Guilford, Oak, Patridge, Parker, Philips, J. Perkins, G. Rich, S.

Robinson, G. Robinson, Asa Smith, Jacob Smith, Skinner, Taft, J. Warner, Webb, Wheelock, Willard, Willey, C. Rich, and Hinman—74.

Nays—Messrs. Bailey, Barnes, Brown, Speaker, B. Clap, Clark, Collins, Conant, Crowley, De Forrest, Duffee, Delano, Dudley, Dyer, Fish, Fuller, Gains, Galusha, E. Graves, N. Green, A. Hall, Harris, L. Harrington, D. Harrington, U. C. Hatch, Hayward, Hemmingway, T. Hutchinson, Hunkins, Hunt, Hoyt, Holden, Ingham, King, D. Kimball, Keyes, Leland, R. Lyon, A. Lyon, Loop, Mason, M'Laughlin, Meach, Moor, Munson, Newell, Otis Olin, Thomas K. Palmer, Pratt, Peck, Peckham, P. Perkins, Potter, M. Rich, Rising, Robbins, Richardson, J. Robinson, N. Robinson, Safford, Sanford, Saxton, Segur, Shepard, S. Smith, Asahel Smith, Joab Smith, Standish, Stewart, S. Stone, Tabor, Thayer, Thrall, Topliff, Utley, Walker, Waterman, M. Warner, Webster, Willoughby, Woodworth, and Marvin—83.

So the bill did not pass, and was dismissed, and the petitioner had leave to withdraw his petition.

Mr. C. Rich, on motion, introduced a bill entitled an act to revive an act, entitled "an act appointing a committee to lay out and survey a road therein mentioned," passed Nov. 7th, 1807, which was read the first time, a blank filled, and passed to a second reading.

Mr. A. Lyon on motion, introduced the following resolution, viz.

In General Assembly, Oct. 29, 1810.

Resolved, That the committee appointed on the bill, for causing the supreme court to hold a session in the county of Essex, be directed to enquire into the expediency of holding a session in each of the counties where the said court does not set, and report by bill or otherwise.

Which resolution was read and adopted.

Mr. B. Clapp on motion, introduced a bill, entitled an act directing the measurment of charcoal, lime and ashes, which was read and referred to a committee of three.

Mr. Farnsworth on motion, introduced a bill, entitled an act in addition to an act, entitled "an act reducing into one the several acts, for laying out, making and clear-

ing highways," which was read and referred to a committee of three.

Mr. Field on motion, introduced a bill, entitled an act altering the time of the sitting of the supreme court in the counties therein mentioned, which was read and referred to two members from each of the counties concerned, to join a committee from the council.

The committee to whom was referred the bill, entitled an act relating to town meetings; *made report* that the bill ought to pass and become a law.

Which report was read and accepted, and the bill read the first time and passed to a second reading.

The committee to whom was referred the bill, entitled an act relating to suits on gaol bonds; *made report*, that the bill ought to pass and become a law.

Which report was read and accepted, and the bill read the first time and passed to a second reading.

Mr. Thayer, had leave of absence until Wednesday next.

The committee to whom was referred the bill, entitled an act granting relief to William Carley and Amasa Edson; *made report*, that the bill ought to pass and become a law.

Which report was accepted, and the bill read the first time and passed to a second reading.

The following bills were successively read the second time and passed to be engrossed, &c.

The bill, entitled an act granting a ferry to Joseph Mott;

The bill, entitled an act laying a tax of two cents per acre on the town of Worcester :

The bill, entitled an act in addition to an act, entitled "an act establishing a company of riflemen, &c."

The bill, entitled an act dividing the public lands in South and Middle-Hero :

The bill, entitled an act authorising the Franklin independent artillery company, to enlist from the standing companies ; And,

The bill, entitled an act to alter the time of holding the annual meeting of Orange county grammar school.

The committee to whom was referred the bill, entitled

an act in addition to an act; entitled "an act relating to guardians appointed over idiots and distracted persons; *made report*, that the bill ought to pass and become a law.

Which report was accepted, and the bill was read the first time and passed to a second reading.

The committee to whom was referred the petition of Sylvanus and Samuel Brigham, for a new trial, returned the same to the house, at the request of the petitioners, without report; and on motion, the petitioners had leave to withdraw their petition.

Mr Olin, was excused from serving on the committee raised on the petition and report of the President and Fellows of Middlebury college, and Mr. Noyes of Brattleborough appointed in his room.

The committee to whom was referred the bill entitled an act, to empower the judges of the supreme court to adjust accounts against the state, for monies not comprehended in the fee bill; *made report*, that the bill ought to pass and become a law.

Which report was read and accepted, and the bill read the first time and passed to a second reading.

A bill, entitled an act establishing an accademy at Addison, in the county of Addison, brought in pursuant to report of committee, was read the first time and passed to a second reading.

The bill, lying on the table, entitled an act for the support of schools, was called up, read the first time and passed to a second reading.

The bill, entitled an act in addition to an act, entitled "an act regulating fees," was read and an amendment offered, and referred, together with the amendment, to a committee of three for further amendment.

The bill lying on the table, entitled an act for the relief of Joseph Barney and Obadiah Wheeler, was called up, and at the suggestion of Mr. Olin, ordered to lie again on the table.

The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

On the bill, entitled an act reducing into one the seve-

ral acts for laying out, making, repairing and clearing highways, Messrs. Farnsworth, C. Rich and J. Robinson were appointed a committee.

On the bill, entitled an act directing the measurement of charcoal, lime and ashes, Messrs. B. Clapp, J. Fisk and Barnum were appointed a committee.

On the bill, entitled an act in addition to an act, entitled "an act regulating fees," Messrs. A. Lyon, Olin and Kinne, were appointed a committee.

On the bill, entitled an act altering the time of holding the supreme court, in the counties therein mentioned, Messrs. Noyes of Guilford, Field, D. Dana, Leland, M^r. Laughlin, Harris, Griswold, and J. W. Dana, were appointed a committee.

Mr. D. Whitney, on motion, introduced the following resolution, viz.

In General Assembly, Oct. 29, 1810.

Resolved, That no bill shall be introduced into this house during the present session, from and after the rising of the house to-morrow noon, except such bills as may be brought in pursuant to report of committee.

Which resolution was read and adopted.

The committee to whom was referred the bill, entitled an act incorporating certain persons therein named, into an agricultural society, reported the bill with an amendment to the first section of the bill, which was adopted by the house, and the bill read the first time and passed to a second reading.

The committee of insolvency, to whom was referred the petition of Caleb Farrer, for an act of suspension, for reasons stated in the petition; *made report*, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioner had leave to withdraw his petition.

The petition for a medical society in Caledonia county, referred from last session, was called up and referred to a committee of four to join a committee from the council.

The following engrossed bills were returned from the Governor and Council concurred and became laws, viz.

An act granting relief to Prudence Murdock :

An act suspending civil process against Dexter Ward :

An act laying a tax of two cents per acre on Mounts Tabor :

An act granting a ferry to Lyman Hill :

An act laying a tax on the town of Corinth :

An act restoring John Dunbar to his legal privileges :

An act incorporating certain persons therein named, by the name of the Lyndon manufacturing company ;

An act incorporating certain persons therein named, by the name of the Bennington cotton and wollen manufacturing company : And,

An act appointing commissioners to make division of lands in Enosburgh.

The engrossed bill, entitled an act relating to coopers, was returned from the Governor and Council concurred, with proposals of amendment, in which the house concurred, and it became a law.

The order of the day was called for on the bill, entitled an act in addition to, and amendment of an act, entitled “ an act for the purpose of founding a university at Burlington, and the bill was read the second time, and passed to be engrossed, &c.

Mr. Durfey, on motion, introduced the following resolution, viz.

In General Assembly, Oct. 29, 1810.

Resolved, The Governor and Council concurring herein, that both houses meet in the representatives room, on Thursday morning next, at ten o'clock fore-noon, for the purpose of adjourning the General Assembly without day.

Which resolution was read and ordered to lie on the table.

The committee to whom was referred the petition of Micah How, guardian of John and Peris Welch, praying that he may be allowed to sell real estate of his wards; *made report*, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioner had leave to withdraw his petition.

The committee to whom was referred the petition of Samuel Smith, jun. praying that he may be empowered to convey real estate belonging to his late wife Rue, which was contracted to be conveyed previous to her death, but

which was not done, owing to her unexpected death; *made report*, that the prayer of the petition ought to be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly.

Pursuant to adjournment, the Governor and Council and General Assembly, met in joint committee to make further nomination of county officers, and transacted the following business.

In Joint Committee, Oct. 29, 1810.

Agreeably to adjournment, the Governor and Council and General Assembly met in joint committee to make further nominations of county officers.

His Excellency the Governor in the chair.

TH : LEVERETT, Clerk.

The representatives from Windsor county presented the following nomination of county officers, which being read.

Lemuel Richmond, was elected High Bailiff, in the room of Wells Hale, who declines accepting the appointment:

JUSTICES OF THE PEACE.

Norwich, Elisha Burton.

Woodstock, Eliakim Spooner.

Sharon, Jared Packherst.

The joint committee then dissolved.

Attest. TH : LEVERETT, Clerk.

The house adjourned.

Tuesday, Oct. 30, 1810, 9 o'clock A. M.

The house met pursuant to adjournment, and the Journals of yesterday were read.

On the petition for a medical society in Caledonia county, Messrs. Farnsworth, Gibson, Painter and Griswold, were appointed a committee.

The committee to whom was referred the bill, entitled an act relating to the militia; *made report*, that a new bill by them reported ought to pass and become a law.

Which report was read the first time and passed to a second reading.

Mr. T. Hutchinson on motion, introduced a bill, entitled

led an act in addition to an act, entitled "an act to prevent fraudulent speculations, and sales of shares in actions," which was read and referred to a committee of four, to join a committee from the council.

Mr. G. Robinson on motion, introduced the following resolution, viz.

In General Assembly, Oct. 30, 1810.

Resolved, That all papers referred from the last to the present session of the legislature, not called up and acted upon before the rising of the house this afternoon, be considered as dismissed.

Which resolution was read and adopted.

The committee to whom was referred the petition of the inhabitants of Danville, to alter the county road, for reasons stated in the petition; *made report*, that the prayer of the petition ought to be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly; and the petitioners brought in a bill, entitled an act appointing a committee to alter the county road from Chelsea to the south line of Wheelock, and also, from Montpelier to Danville court-house, which was read the first time and passed to a second reading.

Mr. U. C. Hatch, had leave of absence, after to-day, during the remainder of the session.

The committee to whom was referred the bill, entitled an act relating to the duty of proprietors clerks; *made report*, that a bill by them reported ought to pass and become a law.

Which report was accepted, and the bill read the first time and passed to a second reading.

The committee of claims, to whom was referred the petition of Henry Whitcher, praying to be remunerated for his expenses in detecting one Benjamin Spencer, a horse-thief; *made report*, that the prayer thereof ought not to be granted.

Which report was read and recommitted, together with the petition.

The same committee to whom was referred the account of Benjamin H. Oak, against the state; *made report*, that the account ought to be allowed.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The third land tax committee to whom was referred the bill, entitled an act for the revival of an act, entitled "an act laying a tax on New-Huntington, Buel's and Avery's Gores; *made report*, that the bill ought to pass and become a law.

Which report was read and accepted, and the bill read the first time and passed to a second reading.

The committee to whom was referred the bill, entitled an act granting relief to Ephraim Munson; *made report*, that the bill ought to pass and become a law.

Which report was accepted, and the bill read the first time and passed to a second reading.

The committee to whom was referred the petition of sundry inhabitants of Roxbury and Brookfield, for a new town, for reasons stated in the petition; *made report*, that the same be referred to the next session, it being at the request of the petitioners.

Which report was read and accepted, and the petition referred accordingly.

A bill, entitled an act constituting a company in Windsor, by the name of the Jefferson artillery company, bro't in pursuant to report of committee, was read the first time and passed to a second reading.

The military committee to whom was referred the petition for an independent company, in Essex county; *made report*, that the prayer thereof ought not to be granted.

Which report was read and accepted, and the petitioners had leave to withdraw their petition.

The committee to whom was referred the bill, entitled an act to establish the proceedings of the proprietors of Orange; *made report*, that the bill ought to pass and become a law.

Which report was accepted, and the bill was read the first time and passed to a second reading.

The committee to whom was referred the petition for a land tax of four cents per acre to be granted on the town of Brownington, for reasons stated in the petition; *made report*, that the prayer thereof ought to be granted.

Which report was read and accepted, and leave given

to bring in a bill accordingly ; and the petitioners brought in a bill entitled an act laying a tax on Brownington, which was read the first time and passed to a second reading.

Mr. Aiken, on motion, introduced a bill, entitled an act constituting a company of artillery in Windham, Andover and Londonderry, which was read and referred to the military committee.

Mr. Ingham on motion, introduced an act appointing a committee to lay out a road from Canaan to Holland, which was read and referred to a committee of four, to join a committee from the council.

The petition of Russel Corning and others, referred from last session, was called up, and referred to a committee of three, to join a committee from the council.

The committee to whom was referred the petition of Deweysburgh, praying to be annexed to the towns of Danville and Peacham; *made report*, that the prayer of the petition ought to be granted.

Which report was read and accepted, and the petitioners brought in a bill, entitled an act annexing Deweysburgh to Danville and Peacham, which was read the first time and passed to a second reading.

Mr. T. Hutchinson on motion, introduced a bill, entitled an act relating to state printing, which was read and referred to a committee of four, to join a committee from the council.

The committee raised by resolution of Mr. Hendee to take into consideration the act relating to leather sealers, and make report what alterations are necessary therein; reported a bill, entitled an act in addition to an act, entitled "an act directing leather sealers in their office and duty, and regulating the sale of leather, boots and shoes, and the manufacture and sale of iron and nails, which was accepted, and the bill was read the first time and passed to a second reading.

The committee to whom was referred the petition of John Nelson and others, praying for some remedy in the existing poor laws ; and also, the bill, entitled an act in addition to an act, entitled "an act defining what shall be considered a legal settlement ; and for the support of the

poor, defining the duties and powers of overseers of the poor; and for the punishment of idle and disorderly persons," reported a new bill with a like title, which was accepted by the house, read the first time, and made the order of the day for a second reading to-morrow afternoon.

Mr. Kinnee on motion, introduced a bill, entitled an act laying a tax of four cents on the acre, on the lands in Goshen Gore, which was read and referred to the second land tax committee.

The committee to whom was referred the petition of Curtis Holgate, praying for the exclusive right of building and keeping a wharf in Burlington, in the county of Chittenden; *made report*, that the prayer of the petition be so far granted as that the petitioner have the exclusive right for the term of twenty years.

Which report was read and accepted, and the petitioner had leave to bring in a bill accordingly.

The order of the day was called for on the bill, entitled an act in addition to an act, entitled "an act establishing a state bank," and the bill was read, when Mr. C. Rich, offered an amendment to the bill, by striking out all the bill except the title, and inserting a new bill in lieu thereof, which was adopted.

The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

On the bill, entitled an act relating to the state printing, Messrs. Griswold, Thrall, Woodworth and Delano, were appointed a committee.

On the bill, entitled an act in addition to an act, entitled "an act to prevent fraudulent speculations and sales of shares in actions, Messrs. Brownson, T. Hutchinson, G. Robinson and Chipman, were appointed a committee.

On the petition of Russel Corning and others, Messrs. T. Hutchinson, Oak and Aiken, were appointed a committee.

On the bill, entitled an act appointing a committee to lay-out a road from Canaan to Holland, Messrs. Baxter, Hunt, M. Rich, and Austin, were appointed a committee.

The following bills were read the second time and passed to be engrossed, &c.

The bill, entitled an act relating to town-meetings :

The bill, entitled an act to empower the judges of the supreme court to adjust accounts for monies not comprehended in the fee bill :

The bill, entitled an act granting relief to William Carley and Amasa Edson :

The bill, entitled an act in addition to an act, entitled "an act relating to guardians appointed over idiots and distracted persons :

The bill, entitled an act to revive an act, entitled "an act appointing a committee to lay out and survey a road therein mentioned," passed Nov. 7, 1810: And,

The bill, entitled an act establishing an academy in Addison, in the county of Addison.

The bill, entitled an act in addition to an act, entitled "an act for the support of schools," was read the second time, and on the question, *shall the bill pass to be engrossed, &c.?* the yeas and nays were taken, and were as follows, viz.

Yeas—Messrs. Adams, Aldrich, Austin, Barney, Barnum, Barnes, Baxter, Bebee, Bingham, Bliss, Boutell, Brigham, Brown, Brownson, J. Burton, Campbell, Child, B. Clapp, J. Clap, Clark, Corss, Crosman, Crowley, Chipman, D. Dana, J. W. Dana, Delano, Dudley, J. Duncan, Dyer, Fifield, Fay, Farnsworth, Farley, Fenn, J. Fisk, C. Fisk, J. Fitch, Follet, Fuller, Gains, Gibson, R. Graves, Griswold, A. Hall, J. Hall, Halladay, Harris, L. Harrington, D. Harrington, G. Hatch, Hayward, Hitchcock, Hidden, Hemingway, Herrick, T. Hutchinson, Hungerford, Hunkins, Holden, Ingalls, Johnson, King, Kinne, Kennon, Lathrop, Levake, R. Lyon, Loop, Mason, M'Laughlin, M'Knight, Moor, Muzzy, Newell, Noble Noyes of Brattleborough, Oak, Olin, G. Palmer, T. K. Palmer, Patridge, Parker, Patrick, Philips, Powell, P. Perkins, M. Rich, G. Rich, Robbins, Richardson, P. Robinson, N. Robinson, S. Robinson, Saxton, Selden, Asa Smith, Asahel Smith, Taft, Thurston, M. Warner, J. Warner, Webb, Webster, Wheelock, T. H. Whitney, Willard, Willey, C. Rich, and Marvin—110.

Nays—Messrs, Aiken, Allen, Andrus, Bailey, Bigelow, Borden, P. Burton, Speaker, Church, Collins, Conant, Cook, Cooley, Borbin, Durfey, Deming, Elkins, Eldridge, Ferguson, Field, Fish, B. Fitch, French, Galusha, Gardner, E. Graves, S. Green, N. Green, Hendee, Henry, Hutchins, Hunt, Hoyt, Horton, Holmes, Ingham, D. Kimball, Keyes, Leavenworth, Leland, A. Lyon, Munson, Meach, Myrick, Noys of Guilford, Otis, Painter, Pratt, Peck, Potter, Rising, J. Robinson, Safford, Sanford, Segur, Shepard, S. Smith, Jacob Smith, Joab Smith, Skinner, Standish, Steward, J. Stone, S. Stone, Thrall, Topliff, Utley, Walker, Waterman, D. Whitney, Willoughby, Woodworth, and Hinman—73.

So the bill passed to be engrossed, &c.

The committee to whom was referred the petition of the inhabitants of Lunenburg, for a land tax of two cents per acre on said town; *made report*, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioners had leave to withdraw their petition.

Mr. Foot, had leave of absence, during the remainder of the session.

A bill, entitled an act for the relief of Beriah Woodward, sent down from the Governor and Council for concurrence, was concurred in by the house, and it became a law.

The committee raised by resolution introduced by Mr. J. Fisk, on the 13th inst. reported a bill, entitled an act in addition to an act, entitled “an act constituting the supreme court of judicature, and county courts, and for regulating judicial proceedings,” which report was read and accepted, the bill read and dismissed.

Mr. Chipman, and Mr. Hunt, had leave of absence, during the remainder of the session.

The following engrossed bills were returned from the Governor and Council concurred and became laws, viz.

An act granting relief to Moses Wallace :

An act incorporating the North and South districts of Wardsborough, into two separate and distinct towns :

An act laying a tax of three cents per acre on the town of Highgate :

An act incorporating the Franklin agricultural society :
 An act to legalize certain town records in the town of
 Marshfield : And,

An act to legalize the records of the town of Richmond.

The order of the day was again called for on the bill, entitled an act in addition to an act, entitled "an act establishing a state bank," when Mr. J. Smith, moved to amend the first section of the bill so as to prohibit the directors of the bank from loaning money, till after the rising of the next legislature, and on the question, will the house adopt the amendment? the yeas and nays were taken, and were as follows, viz.

Yeas—Messrs. Aldrich, Allen, Barnum, Baxter, Beebe, Bingham, Bigelow, Boutei, Brigham, Campbell, Church, J. Clapp, Corss, Corbin, Crosman, Chipman, De Forrest, Deming, J. Duncan, Dyer, Elkins, Farley, Ferguson, Field, Fish, French, Galusha, R. Graves, J. Hall, Halladay, Hitchcock, Hidden, Hemmingway, Herrick, Hungerford, Hunt, Hoyt, Johnson, Kennon, Leavenworth, Leland, A. Lyon, Meach, Muzzy, Noyes of Brattleborough, Otis Parker, Patrick, Powell, Peck, P. Robinson, G. Robinson, Safford, Saxton, Selden, Asa Smith, Jacob Smith, Joab Smith, Stewart, J. Stone, Taft, Topliff, J. Walker, Webb, Webster, Wheelock, Willoughby, Willard, Wiley, and Marvin—70.

Nays—Messrs. Aiken, Andrus, Austin, Bailey, Barney, Barnes, Bliss, Blodget, Borden, Brown, Brownson, J. Burton, P. Burton, Speaker, Child, B. Clap, Collins, Conant, Cook, Cooley, Crowley, Durfee, D. Dana, J. W. Dana, Delano, Dudley, Cargill, Eldridge, Fifield, Fay, Farnsworth, Fenn, J. Fisk, C. Fisk, B. Fitch, J. Fitch, Follett, Fuller, Gains, Gardner, Gibson, E. Graves, S. Green, N. Green, Griswold, A. Hall, Harris, L. Harrington, D. Harrington, G. Hatch, Hayward, Hendee, Henry, T. Hutchinson, Hutchins, Hunkins, Horton, Holmes, Holden, Ingham, Ingals, King, D. Kimball, Keyes, Kinn, Lathrop, Levake, R. Lyon, Mason, M'Laughlin, M'Knight, Moor, Munson, Myrick Newell, Noble, Noyes of Guilford, Oak, Olin, G. Palmer, Thomas K. Palmer, Patridge, Philips, Pratt, Peckham, P. Perkins, J. Perkins, Potter, M. Rich, G. Rich, Rising, Robbins, Richardson,

J. Robinson, N. Robinson, S. Robinson, Sanford, Segur, Shepard, S. Smith, Asahel Smith, Skinner, Standish, S. Stone, Tabor, Thrall, Thurston, Utley, Waterman, M. Walker, Warner, T. H. Whitney, D. Whitney Woodworth, C. Rich, and Hinman—116.

So the amendment was not adopted: several amendments were then offered to the bill, and adopted; when Mr. Griswold, offered to amend the bill, by adding a new section, making it the duty of the directors to publish a statement of the contracts due to the bank, with the dates and sums of those contracts, within eight months after the passing this act, and on the question, *will the house adopt the amendment?* the yeas and nays were taken, and were as follows, viz.

Yeas—Messrs. Aiken, Adams, Aldrich, Andrus, Austin, Barney, Barnes, Baxter, Bebee, Bingham, Blodget, Bliss, Borden, Boutell, Brigham, Brown, Brownson, J. Burton, P. Burton, Campbell, Speaker, Child, Church, B. Clapp, J. Clap, Clark, Collins, Conant, Cook, Cooley, Corss, Crosman, Crowley, De Forest, Durfey D. Dana, Delano, Deming, Dudley, Dyer, Eldridge, Fifield, Fay, Farnsworth, Farley, Fenn, Ferguson, Field, Fish, J. Fisk, C. Fisk, B. Fitch, J. Fitch, Follet, Fuller, Gains, Galusha, Gardner, Gibson, E. Graves, R. Graves, S. Green, N. Green, Griswold, J. Hall, Halladay, Harris, L. Harrington, D. Harrington, G. Hatch, Hayward, Hitchcock, Hemingway, Hendee, Herrick, Henry, T. Hutchinson, Hutchins, Hungerford, Hoyt, Horton, Holmes, Holden, Ingham, Ingalls, Johnson, King, D. Kimball, Kinne, Kennon, Keyes, Lathrop, Leavenworth, Leland, Levake, R. Lyon, Mason, M'Laughlin, M'Knight, Moor, Munson, Myrick, Muzzy, Newell, Noble Noyes of Brattleborough, Noyes of Guilford, Otis, Oak, Olin, G. Palmer, T. K. Palmer, Patridge, Patrick, Philips, Powell, Pratt, Peck, Peckham, J. Perkins, Potter, M. Rich, G. Rich, Rising, Robbins, Richardson, J. Robinson, P. Robinson, N. Robinson, S. Robinson, Safford, Sanford, Saxton, Selden, Segur, Shepard, S. Smith, Asahel Smith, Joab Smith, Skinner, Standish, Steward, J. Stone, S. Stone, Tabor, Taft, Thrall, Thurston, Topliff, Utley, Walker, Waterman, M. Warner, J. Warner, Webb, Webster, Whee-

lock, T. H. Whitney, D. Whitney, Willard, Willey, Woodworth, C. Rich, and Hinman—164.

Nays—Messrs. Allen, Barnum, Jason Duncan, Elkins, Hidden, Hunt, A. Lyon, Meach, Jacob Smith, and Willoughby—10.

So the amendment was adopted; some further amendments were then offered and rejected, and on the question, *shall the bill pass to be engrossed, &c.?* the yeas and nays were taken, and were as follows, viz.

Yeas—Messrs. Aiken, Andrus, Austin, Brown, Borden, Brownson, J. Burton, P. Burton, Campbell Speaker, Child, Church, B. Clapp, Collins, Cook, Crowley, Durfey, D. Dana, J. W. Dana, Delano, Dudley, Eldridge, Fifield, Fay, Fenn, Fish, B. Fitch, Follet, Fuller, Gains, Galusha, Gibson, Gardner, E. Graves, R. Graves, S. Green, N. Green, Griswold, D. Harrington, Hayward, Hitchcock, Hunkins, T. Hutchinson, Hoyt, Horton, Holmes, Holden, Ingham, Ingals, King, D. Kimball, Kinne, Keyes, Lathrop, Levake, R. Lyon, Mason, M'Laughlin, M'Knight, Moor, Munson, Myrick, Newell, Noble, Noyes of Guilford, Otis, Oak, Olin, G. Palmer, T. K. Palmer, Patridge, Phillips Powell, Pratt, Peckham, M. Rich, G. Rich, Rising, Robbins, Richardson, J. Robinson, S. Robinson, Sanford, Shepard, S. Smith, Asahel Smith, Joab Smith, Standish, Steward, S. Stone, Tabor, Thrall, Thurston, Topliff, Utley, Walker, Waterman, J. Warner, Webster, Willard, T. H. Whitney, Woodworth and C. Rich—103.

Nays—Messrs. Aldrich, Allen, Barnum, Baxter, Bingham, Boutel, J. Clapp, Corbin, Crostman, De Forrest, Deming, J. Duncan, Dyer, Elkins, Farley, Hemingway, Hidden, Johnson, Leland, A. Lyon, Meach, Noyes of Brattleborough, Peck, P. Robinson, Safford, Saxton, Segur, J. Stone, M. Warner and Webb—30.

So the bill passed to be engrossed, &c.

The house adjourned.

Wednesday, Oct. 31, 1810, 9 o'clock A. M.

The house met pursuant to adjournment, and the Journals of yesterday were read.

Mr. Cook, on motion and leave, introduced a bill, entitled an act legalizing town proceedings, where officers

were not freeholders, which was read the first time, and passed to a second reading.

The committee to whom was referred the petition of the trustees of Middlebury college; and also, the report of the trustees of the situation and circumstances of said college; *made report*, as follows, viz.

Montpelier, Oct. 30, 1810.

To the general assembly now sitting, your committee to whom was referred the petition and report of the corporation of Middlebury college, respectfully report, that in the opinion of your committee, the report of the President and fellows of Middlebury college made to this house, is true, and that the said institution deserves the attention and consideration of the legislature of this state. Without funds or public patronage, it has hitherto flourished in an unparalleled degree; and your committee verily believe, that the corporation and officers of said college, and those private individuals who have made donations to the same, for their meritorious exertions, in the promotion of science and the arts, are highly deserving the applause of this legislature. But at this time, your committee can devise no means, by which, the legislature can expediently afford relief. Your committee therefore, recommend to this house, to refer said petition to the next session of the legislature; and that the said President and fellows be requested to make a report of the situation of the said institution at that time.

All which is respectfully submitted, by

ELIAS KEYES, for committee.

Which report was read and accepted, and the petition referred accordingly.

Mr. Fish, had leave of absence during the remainder of the session.

The committee to whom was referred the petition of sundry inhabitants of the town of Wallingford, praying that they may be set off to the town of Mount-Holly, for reasons stated in the petition; *made report*, that the petition ought to be referred to next session; the town of Wallingford not having been notified.

Which report was read and accepted, and the petition referred accordingly.

The engrossed bill, entitled an act constituting a new county, by the name of Jefferson, was sent down from the Governor and Council nonconcurrent, and on the question, *will the house repass the bill and send it to the Governor and Council for revision, &c.?* the yeas and nays were taken, and were as follows, viz.

Yeas—Messrs. Aiken, Adams, Aldrich, Allen, Barns, Barnum, Baxter, Bebee, Bingham, Boutel, Brigham, Brown, Campbell, Clark, Conant, Cook, Corss, Cooley Corbin, Crossman, Crowley, De Forest, Deming, Jason Duncan, Dyer, Farnsworth, Farley, Fenn, Ferguson, Field, J. Fisk, French, Gardener, Gibson, R. Graves, S. Green, A. Hall, J. Hall, Halliday, L. Harrington, D. Harrington, G. Hatch, Hitchcock, Hidden, Hemingway, Hendee, Hoyt, Johnson, Kinne, Kennon, Leland, Asa Lyon, Loop, M'Knight, Meach, Moor, Myrick, Newell, Noyes of Brattleborough, Noyes of Guilford, Olin, G. Palmer, T. K. Palmer, Patridge, Powell, Peck, Peckham, G. Rich, Robbins, J. Robinson, P. Robinson, N. Robinson, S. Robinson, G. Robinson, Safford, Saxton, Selden, S. Smith, Jacob Smith, Asahel Smith, Skinner, J. Stone, S. Stone, Tabor, Taft, Thurston, Topliff, Walker, M. Warner, J. Warner, Wheelock, T. H. Whitney, Willoughby, Willard, Woodworth, C. Rich, Marvin and Hanman—100.

Nays—Messrs. Andrus, Austin, Bailey, Barney, Bliss, Blodget, Borden, Brownson, J. Burton, P. Burton, Speaker, Church, B. Clapp, Collins, Durfey, D. Dana, J. W. Dana, Delano, Dudley, Cargill, Eldridge, Fifield, C. Fisk, B. Fitch, J. Fitch, Follet, Fuller, Gains, Galusha, E. Graves, N. Green, Griswold, Hayward, Herrick, Henry, T. Hutchinson, Hutchins, Hungerford, Horton, Holmes, Holden, Ingham, Ingals, King, D. Kimball, Keyes, Lathrop, Levake, R. Lyon, Mason, M'Laughlin, Munson, Noble, Otis, Oak, Painter, Parker, Patrick, Philips, Pratt, P. Perkins, J. Perkins, Potter, M. Rich, Rising, Richardson, Sanford, Segur, Shepard, Asa Smith, Joab Smith, Standish, Thrall, Utley, Waterman, Webb, Webster, and Willey. 78.

So the bill was passed, and sent to the Governor and Council for revision, &c.

The engrossed bill, entitled an act empowering the Rutland and Stockbridge turnpike corporation to remove the gate now erected on the turnpike near Zebide Sprout's, was returned from the Governor and Council concurred, with a proposal of amendment, in which the house resolved not to concur, and Mr. T. Hutchinson, was appointed to assign the reasons of the house for non-concurrence.

Messrs. Henry. Borden, Jacob Smith, Otis, Johnson, Philips and Deming, had leave of absence during the remainder of the session.

The second land tax committee, to whom was referred the petition of the inhabitants of the town of Sheldon, for

a tax of four cents on said town; *made report*, that the prayer of the petition ought to be granted, and that the petitioners have leave to bring in a bill accordingly.

Which report was read and accepted, and the petitioners brought in a bill entitled an act laying a tax of four cents per acre on the town of Sheldon, which was read the first time and passed to a second reading.

The committee to whom was referred the petition of James Tobias and others, for the alteration of the name of Middle-Hero, and also the bill, entitled an act altering the name of the town of Middle-Hero; *made report*, that the bill ought to pass and become a law.

Which report was read and accepted, and the bill read the first time and passed to a second reading.

The committee to whom was referred the petition of the proprietors of Sheffield, stating that all the proprietors' records of said town are lost or destroyed, and praying that the proprietors may be authorised, at some future meeting, to establish the lost survey and division of said town; and all other acts or things necessary to the organization and confirmation of said records; *made report*, that the prayer of the petition ought to be granted; and recommend that a bill, entitled an act authorising the proprietors of Sheffield, to ratify and confirm a former division of said town, pass and become a law.

Which report was accepted, and the bill read the first time and passed to a second reading.

The committee of manufactures to whom was referred the bill, entitled an act incorporating certain persons therein mentioned, by the name of the Champlain cotton and wollen manufacturing company, reported a new bill with a like title, which was read the first time, the rule of the house dispensed with, and the bill read the second time and passed to be engrossed, &c.

The resolution for adjournment introduced on the 29th instant, and lying on the table, was called up, amended by striking out Thursday, as the day of adjournment, inserting Friday, and again ordered to lie on the table.

The committee of claims to whom was recommitted the petition of Parley Davis, to report a statement of facts, reported the following, viz.

Montpelier, Oct. 27, 1810.

To the General Assembly now sitting,

Your committee to whom the consideration of the annexed petition was referred, to state facts, report, that it appears that a judgment was recovered by Bussey and Ingals, of Boston, against David Robbins, of Montpelier, at the October term of the circuit court, 1804, for the sum of 1298 dollars, and 57 cents damages, and for the sum of 18 dollars and 57 cents cost of suit, and execution issued for said sums, on the 12th day of said October, and was delivered to the Marshal of the district of Vermont, and on the third day of the December following, the Marshal committed said Robbins to the gaol in Burlington, which said sums together with the Marshal's committing fees, being 25 dollars and 60 cents, and 58 cents more for the execution, amount to the sum of 1343 dollars and thirty two cents.

And we further state, that Bussey & Ingals, held a mortgage deed from said David Robbins, duly executed, dated September 17th, 1802, of certain premises in Montpelier, as described in said deed, as collateral security, for the aforesaid debt, and that on the first day of May, 1805, they the said Bussey and Ingals, were put into possession of said mortgaged premises, by a writ of possession, issuing from the said circuit court.

And your committee further state that on the day of the aforesaid commitment, said Robbins, with Pearly Davis, executed to John Willard, Esq. Marshal of the district of Vermont, a goal bond, for the liberties of said prison, for said Robbins, and that said Robbins, on the same day executed a quit-claim deed, of the before described mortgaged premises, to said Davis, as part security for signing said bond.

And your committee further state, that the Legislature of the State of Vermont, at their session at Danville, in 1805, passed an act in the words following, to wit: It is hereby enacted by the General Assembly of the State of Vermont, that the person of David Robbins, now a prisoner in the common gaol in Burlington, in the county of Chittenden, be, and hereby is freed and discharged from all imprisonment or arrest by virtue of any writ of attach-

ment or execution, for debts now in existence, for and during the term of three years from and after the passing this act; and in case of any such arrest, or imprisonment, during said term the sheriff, gaoler or any other officer, who may have said Robbins in custody, on receiving a copy of this act, attested by the Secretary of State, shall discharge said Robbins, from said custody, for which this act shall be his sufficient warrant."

"Sec. 2. And it is hereby further enacted, that the departure of said Robbins, from prison, or from the liberties of any prison, after having produced to the gaoler a certified copy of this act as aforesaid, shall in no case be adjudged an escape, to charge said Robbins or his bail—Passed, November 1, 1805"—And agreeably to said act, said Robbins did depart from the liberties of said prison.

And your committee further state, that an action was commenced against said Robbins and Davis, on said gaol bond, answerable before the circuit court, at their May term at Windsor, in 1806, which action was continued from term to term until the May term, of said court at Windsor, in 1808—at which term a trial was had, and a judgment was rendered against the said Robbins and Davis, for the sum of 1915 dollars, and 26 cents damages, and for the sum of 37 dollars and 75 cents costs of suit, and 58 cents more for execution, which issued on the 20th day of May, making in the whole, the sum of 1953 dollars and 59 cents.

And we further state, that at the last aforesaid term of said court and after the rendition of the judgment last aforesaid, said Robbins and Davis, filed their bill in chancery in said court, and against said Bussey and Ingals, to compel them to release to said Davis, the aforesaid mortgaged premises, and to pay him reasonable rents for the same, and also to pay for wastes, and damages, committed on said premises, while in their possession.

And it has also been made to appear to your committee, from the documents before them, that 500 dollars of the execution last aforesaid, was staid until the question upon the bill in chancery should be decided.—We also state, that the aforesaid execution, against the said Robbins and Davis, was (all excepting 500 dollars staid as a

foresaid) paid to John Willard, Esq. Marshal of the district of Vermont, who had the same for collection, on the 9th day of July, 1808, amounting, with costs of suit, to the sum of 1453 dollars and 59 cents, together with the Marshal's fees for collecting, of 23 dollars and 18 cents, amounting in the whole, to the sum of 1476 dollars and 77 cents.

And we further say, that it appears that on the 11th day of May, 1809, the said action in chancery, was decided and decreed by said court, that the said Bussey and Ingals, should allow said Robbins and Davis, one hundred and sixty-eight dollars, for the rents and profits of the premises aforesaid, together with the costs of suit, taxed by the court at 86 dollars and 73 cents, which sums last aforesaid, amounting to 254 dollars and 73 cents.

And it further appears, that it was ordered and decreed by said court that the aforesaid sum of 254 dollars and 73 cents, should go in part payment of the 500 dollars and interest thereof, which was staid of the execution aforesaid, leaving a balance of 275 dollars and 27 cents, which when paid with the interest thereof, by said Davis, said Bussey and Ingals, were to execute and deliver to him a good and sufficient deed of said mortgaged premises.

And it further appears, by receipts and testimony, that the said Davis has paid out in defending the aforesaid action, on gaol bond, and in prosecuting the aforesaid bill in chancery, and for commissioners in taking depositions, and for copies, the sum of 218 dollars, 32 cents.—And it further appears, that 27 dollars and 60 cents of the costs recovered in the action in chancery, was for the travel and attendance of said Davis, and was applied in the payment of said execution in favor of Bussey and Ingals.

And it further appears, that the interest of 1476 dollars and seventy seven cents, being the first payment of said execution from the 9th day of July, 1808, to the 4th day of April, 1809, is 67 dollars and 68 cents, which added to the aforesaid sum, paid out by said Davis, makes the sum of 2065 dollars and sixty-four cents, at which 4th day of April, said Davis went into possession of the aforesaid mortgaged premises, which were afterwards acquitted to him by Bussey and Ingals, agreeably to the decree of said

court, at which time said premises were appraised, and Clark Stephens and Caleb Bennet, two of the appraisers have testified under oath before your committee, that at that time, in their opinion, said premises were worth 800 dollars, which deducted from the last aforesaid sum of 2065 dollars and sixty four cents, the interest of which last sum from the 4th day of April, 1809, to the 4th day of November, 1810, is 120 dollars and 24 cents, which added to the aforesaid sum of 1265 dollars and 64 cents, makes the sum of 1385 dollars and 38 cents.

And it also appears, that the sum aforesaid, of 1453 dollars and 59 cents, paid on the execution against said Robbins and Davis, to the Marshal aforesaid, on the 9th day of July, 1808, was by him to be paid to Bussey and Ingals at Boston, and as Vermont money was at that time passing at Boston, at two per cent discount, the said Marshal required two per cent discount should be paid to him on the aforesaid sum amounting to 29 dollars and seven cents, which sum said Davis paid accordingly, which added to the last aforesaid sum, makes 1414 dollars and 95 cents, which last mentioned sum, (excepting the sum of 187 dollars and 92 cents, arising from the two costs and interest) appears to be the sum actually paid by said Davis, over and above the 800 dollars, which he received in the said mortgaged premises, and also over and above all time and trouble, and expense he has been at, in defending the suit on the gaol bond aforesaid—And it also appears by the testimony of Clark Stephens and Caleb Bennett, that the aforesaid mortgaged premises, were on the first day of May, 1805, (the time when Bussey and Ingals, went into possession of the same) worth two hundred dollars more than they were when said Davis went into possession thereof, by reason of wastes committed thereon while in the possession of said Bussey and Ingals, and also in their opinion, that the said mortgaged premises and other property which said Robbins possessed, at the time the aforesaid act of the legislature was passed, was sufficient to have paid the debt on which said Robbins was committed, or indemnified his bail—and it also appears, by the testimony of the aforesaid witnesses, that from the passing the aforesaid act until the time of said

Robbins' leaving this state, his property was kept so concealed that it could not be attached for the security of any debt, and that said Robbins is in the state of Ohio, and is poor and unable to respond the debt.

It also appears, that at the time of passing said act of liberation and suspension, that such notice as the law required on the passing such acts, had not been given, but it appears that said Davis had notice of Robbins' petitioning the legislature for said act, and was at Danville, at the time of the sitting of the legislature, but previous to the passing said act; but on being informed that such notice as the law required, respecting the object of said Robbins' petition, had not been given: and also learning, from the person who had the management of said Robbins' petition, that he had consulted able counsel, and was induced to believe that said act would not be passed, as it would be of no use to said Robbins, as he was committed on an execution issued from the circuit court of the United States, upon which, said Davis returned to Montpelier.

All which is respectively submitted, by

WM. HUNTER, for committee.

Which was read and accepted; when Mr. J. Fisk, moved that the prayer of the petition be granted, and on the question, will the house grant the prayer of the petition? the yeas and nays were taken, and were as follows, viz.

Yeas—Messrs. Barnes, Brigham, Corss, Crosman, De Forrest, Delano, Deming, J. Duncan, Dyer, Farley, Hemingway, Henry, J. Kimball, Leavenworth, Meach, G. Rich, N. Robinson, Saxton, Jacob Smith, Taft, Skinner, Wheelock, and Woodworth—23.

Nays—Messrs. Aiken, Aldrich, Allen, Andrus, Austin, Bailey, Barney, Barnum, Bingham, Bigelow, Bliss, Blodget, Boutel, Brown, Brownson, J. Burton, P. Burton, Campbell, Speaker, Child, Church, B. Clap, Clark, Collins, Conant, Cook, Cooley, Crowley, D. Dana, Dudley, Cargill, Eldridge, Fifield, Farnsworth, Fenn, Ferguson, J. Fisk, C. Fisk, B. Fitch, J. Fitch, French, Gains, E. Graves, R. Graves, S. Green, N. Green, Griswold, A. Hall, Halladay, Harris, L. Harrington, Hayward, Hitchcock, Hidden, Herriek, T. Hutchinson, Hutchins, Hun-

gerford, Hunkins, Hunt, Hoyt, Horton, Holmes, Holden, Ingham, Ingals, King, Kinne, Kennon, Leland, Levake, R. Lyon, A. Lyon, Loop, Moor, Munson, Muzzy, Newell, Noble, Noyes of Guilford, Oak, Olin, Painter, T. K. Palmer, Patridge, Patrick, Pratt, Peck, Potter, M. Rich, Rising, Robbins, Richardson, J. Robinson, G. Robinson, Sanford, Selden, Segur, Shepard, S. Smith, Asahel Smith, Standish, Steward, J. Stone, S. Stone, Thrall, Thurston, Topliff, Utley, Walker, M. Warner, D. Whitney, Willoughby, Willard, Willey, and C. Rich—116.

So the prayer of the petition was not granted, and the petition was dismissed.

The following engrossed bills were returned from the Governor and Council concurred and became laws, viz.

An act to incorporate certain persons by the name of the Vergennes agricultural society :

An act laying a tax of two cents per acre on the town of Worcester :

An act for the removal of Samuel Pope, jun. from the gaol in Woodstock, to the state prison :

An act laying a tax on the county of Caledonia :

An act incorporating certain persons by the name of the Thetford mineral company :

An act authorising the Franklin independent artillery company to enlist from the standing companies :

An act in addition to an act, establishing a company of riflemen, &c.

An act granting a ferry to Joseph Mott :

An act to alter the time of holding the annual meeting of Orange county grammar school : And,

An act relating to the public lands in the town of Ferrisburgh and city of Vergennes.

The bill, entitled an act to lay out a road from Sudbury to Fairhaven, was returned from the Governor and Council concurred, with proposals of amendment, in which the house concurred, and it became a law.

The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

Messrs. J. Warner, Standish, and Joab Smith, had

leave of absence during the remainder of the session.

The bill, entitled an act in addition to an act, entitled "an act for regulating and governing the militia of the state, &c." was read and referred to Messrs. J. Fisk, Field and C. Rich, for amendment.

The committee to whom was referred the petition of the inhabitants of Franklin county, respecting their county buildings; *made report*, that the prayer of the petition be so far granted, as that a committee, at the expence of the petitioners, be appointed, to examine the situation of the county buildings in said county, and report to the next session of the General assembly, whether in their opinion a different place of holding the court in said county, ought to be established, and if so, when.

Which report was read, when Mr. N. Green, moved that the petition and report be referred to the next session, and on the question, *will the house so refer the petition and report?* the yeas and nays were taken, and were as follows, viz.

Yeas—Messrs. Adams, Allen, Andrus, Austin, Barnes, Barnum, Bigelow, Boutel, P. Burton, Speaker, Church, Collins, Cooley, Corbin, Crosman, De Forrest, Durfey, Delano, Dudley, Cargill, Fifield, Fay, Fenn, Ferguson, Field, B. Fitch, J. Fitch, French, Fuller, Gains, Galusha, Gardner, Gibson, E. Graves, R. Graves, N. Green, Griswold, J. Hall, Halladay, Harris, G. Hatch, Hayward, Hidden, Hungerford, Hunkins, Horton, Holmes, Holden, Ingals, J. Kimball, King, Lathrop, Leavenworth, Leland, R. Lyon, Mason, M'Laughlin, M'Knight, Meach, Moor, Munson, Muzzy, Newell, Noys of Brattleborough, Oak, Patrick, Pratt, P. Perkins, Potter, M. Rich, Rising, Robbins, Richardson, S. Robinson, G. Robinson, Sanford, Saxton, Selden, Joab Smith, Skinner, Standish, Steward, S. Stone, Tabor, Taft, Thrall, Thurston, Topliff, Utley, M. Warner J. Warner, Webb, Wheelock, T. H. Whitney, Willoughby, Willard, and Hinman—97.

Nays—Messrs. Aiken, Aldrich, Bailey, Baxter, Bebee, Bingham, Bliss, Blodget, Brigham, Brown, Brownson, J. Burton, Campbell, Child, B. Clay, Clark, Conant, Cook, Corss, Crowley, D. Dana, J. Duncan, Dyer, Elkins, Eldridge, Farnsworth, J. Fisk, Follet, S. Green, A. Hall,

L. Harrington, D. Harrington, Hitchcock, Hemingway, Hendee, Herrick, T. Hutchinson, Hutchins, Hoyt, Ingham, D. Kimball, Keyes, Levake, A. Lyon, Loop, Myrick, Noble, Noyes of Guilford, Olin, Painter, G. Palmer, T. K. Palmer, Patridge, Parker, Powell, Peck, Peckham, J. Robinson, P. Robinson, N. Robinson, Safford, Ségur, Shepard, Asahel Smith, Walker, Waterman, Webster, D. Whitney, Willey, Woodworth, C. Rich and Marvin,
—72.

So the petition and report were referred to the next session.

Mr. E. Graves, on motion, introduced the following resolution, viz.

In General Assembly, Oct. 31, 1810.

Resolved, The Governor and Council concurring herein, that both houses meet in the representatives room, at ten o'clock to-morrow morning, for the purpose of electing the directors of the state bank, and visitors of the state prison.

Which resolution was read and adopted.

The order of the day was called for, on the bill entitled an act in addition to an act, entitled "an act defining what shall be deemed and adjudged a legal settlement, &c." was read the second time, and on motion, referred to next session.

A bill, entitled an act incorporating certain persons therein mentioned, by the name of the president and directors of the Vermont glass factory, brought in pursuant to report of committee, was read the first time and passed to a second reading, and on motion the rule of the house was dispensed with, and the bill passed to be engrossed, &c.

The rule of the house, requiring bills to lie 24 hours between the readings, was dispensed with on all bills laying land taxes, during the remainder of the session.

The committee raised on the bill, entitled an act establishing sessions of the supreme court in the county of Essex, were discharged from the consideration of the bill relating to altering the sessions of the supreme court in certain counties therein mentioned, and the bill was referred to next session.

The bill, entitled, an act in addition to an act, entitled “an act constituting a company of artillery in the town of Fairfax :

The bill, entitled an act constituting a company in Windsor, by the name of the Jefferson artillery company.

The bill, entitled an act annexing Deweysburgh to Danville and Peacham.

The bill, entitled an act appointing a committee to alter the county road from Chelsea to Wheelock, and also from Montpelier to Danville court-house.

The bill, entitled an act in addition to an act, entitled “an act directing leather sealers in their office and duty, &c.”

The bill, entitled an act establishing the proceedings of the proprietors of Orange.

The bill, entitled an act laying a tax on Brownington :

And the bill, entitled an act to revive “an act laying a tax on New-Huntington, Buel’s and Avery’s gore, were successively read the second time, and passed to be engrossed, &c.

The committee to whom was referred the bill, entitled an act to raise a tax of three cents on the acre on the lands in Goshen Gore ; *made report*, that the bill as amended ought to pass and become a law.

Which report was read and accepted, and the bill read and passed to be engrossed, &c.

A bill, entitled an act directing the treasurer to pay the sum therein mentioned, brought in pursuant to report of committee, was read the first time, the rule of the house dispensed with, and the bill read the second time and passed to be engrossed, &c.

The committee to whom was referred the bill, entitled an act establishing sessions of the supreme court in the county of Essex, and who were directed by resolution of the 19th inst. to enquire into the expediency of holding sessions of the supreme court in each of the counties where said court does not now sett ; *made report*, that the bill and the consideration of the resolution be referred to the next session.

Which report was read and accepted, and the bill and resolution referred accordingly.

The committee raised by the resolution of Mr. Benj. Clapp, to examine into the state of the treasury and report what sums are necessary to be raised for the support of government the ensuing year; *made report*, that in their opinion there ought to be raised one cent and two mills on the dollar, for the support of government the ensuing year.

Which report was read and accepted, and the committee introduced a bill, entitled an act laying a tax of on the dollar, on the list of the present year, which was read the first time, the blank filled with one cent, the rule of the house dispensed with, and the bill passed to be engrossed, &c.

The committee raised by resolution, to enquire into the town proceedings of the town of Canaan, and report to this house what legislative proceedings are necessary therein, reported a bill, entitled an act directing the mode of electing officers in the town of Canaan, for the ensuing year, which was read the first time and passed to a second reading.

The resolution for adjournment was again called up, adopted, and ordered to be sent to the Governor and Council for concurrence.

The committee to whom was referred the bill, entitled an act in addition to an act, entitled "act relating to licences for retailing spirituous liquors," reported a new bill, entitled an act to prevent the intemperate use of spirituous liquors, which was accepted by the house, the title altered, and on motion, referred to next session.

The committee to whom was referred the bill, entitled an act appointing a committee to alter the county road from Derby to Guildhall, reported a new bill with a like title, which was accepted by the house, and the bill read the first time and passed to a second reading.

Mr. Hendee, on motion, introduced a bill, entitled an act altering the name of Dalinda Wheeler, to that of Dalinda Cushman, which was read the first time, the rule of the house dispensed with, and the bill passed to be engrossed, &c.

A bill, entitled an act granting to Curtis Holgate, the exclusive privilege of erecting a wharf at Burlington bay, in the county of Chittenden, for the term of twenty years,

brought in pursuant to report of committee, was read the first time and passed to a second reading.

The house adjourned.

Thursday, Nov. 1, 1810, 9 o'clock A. M.

The house met pursuant to adjournment, and the Journals of yesterday were read.

The second land tax committee to whom was referred the petition of the inhabitants of Navy, for a land tax on said town, for reasons stated in the petition; *made report*, that the prayer of the petition be so far granted, as that a tax of four cents per acre be laid on said town.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The rule of the house, requiring bills to lie 24 hours between the readings, was on motion, dispensed with during the remainder of the session.

The second land tax committee to whom was referred the petition of the inhabitants of Parkerstown, for a land tax on said town, for reasons stated in the petition; *made report*, that the petition be referred to the next session.

Which report was read and accepted, and the petition referred accordingly.

A bill, entitled an act for a toll bridge across Missisquoi river, brought in pursuant to report of committee, was read and passed to be engrossed, &c.

The bill, entitled an act granting relief to Ephraim Munson, was read the second time and passed to be engrossed, &c.

A bill, entitled an act authorising Samuel Smith, to deed certain lands therein mentioned, brought in pursuant to report of committee, was read and passed to be engrossed, &c.

The committee to whom was referred the petition of Gad Langdon and others, praying the state to compensate them for supplying stone for the state prison, which they contracted to supply, for reasons stated in the petition; made the following report, viz.

To the General Assembly now sitting,

Your committee to whom was referred the petition of Gad Langdon and others, beg leave to report, that the

facts stated in said petition are in general supported—Your committee further find, that the petitioner, with other inhabitants of Windsor, to the amount of one hundred in the whole, did enter into a bond obligating themselves among other things, to draw 5000 tons of stone to the place where the state prison is now built, in said Windsor, free from any expense to the state for drawing the same—and 5000 tons more, if wanted, at the rate of sixty cents for each ton, which your committee conceive was engaged as an inducement to the commissioners to build the said prison at said place, that the commissioners did, in consideration thereof, erect said prison at said place—It further appears, that the expense of drawing said stone exceeded the calculations of the persons making said engagement—and after collecting all the subscriptions upon which said bond was predicated, the persons executing said bond were obliged to pay about \$1400, which being assessed equally among the persons executing said bond, left the sum of \$14 for each one to pay, over and above the sums which each was holden to pay, by his private subscription; all which sums have been paid to the commissioners.—Your committee are of opinion, after a full consideration of the above recited facts, that although the petitioners may have been obliged to pay more than they at first expected, it was a voluntary offer, for a consideration which has been performed on the part of the commissioners—and therefore are of opinion, that the prayer of the petition ought not to be granted.

Which is respectfully submitted, by

SAMUEL C. CRAFTS, for committee.

Montpelier, Oct. 30, 1810.

Which report was read and accepted, and the petitioners had leave to withdraw their petition.

A bill, entitled an act laying a tax on Navy, brought in pursuant to report of committee, was read and referred to Messrs. Fifield, Austin, and L. Harrington, for amendment.

The committee raised by resolution to take into consideration the distribution of monies arising from the rents and profits of lands granted for the support of the gospel, made the following report, viz.

Montpelier, Oct. 30, 1810.

To the Hon. General Assembly now sitting.

Your committee to whom was referred the consideration of the distribution of monies arising from the rents and profits of lands granted for the support of the gospel, beg leave to report, that having examined the laws relating to the distribution of the monies arising as aforesaid, are of opinion, that the general laws are sufficient, and that it would not be expedient, at present, to alter the same.

Which is respectfully submitted, by

BERIAH LOOMIS, for committee.

Which report was read and accepted.

The petition of the inhabitants of Waterford, Concord, and Littleton, was read and referred to the members of Caledonia county.

The committee to whom was referred the bill, entitled an act in addition to and amendment of an act, entitled "an act for the probate of wills, and the settlement of testate and intestate estates," reported the bill with amendments, which were adopted by the house, and the bill was read and referred to Messrs. T. Hutchinson, G. Robinson, and Brownson, for amendment.

Pursuant to a concurrent resolution of both houses the Governor and Council, met in joint committee and transacted the following business, viz.

In Joint Committee, Nov. 1, 1810.

Agreeably to a concurrent resolution of both houses of the 31st Oct. the Governor and Council and General Assembly met in joint committee, for the purpose of electing directors of the state bank, and visitors of the state prison.

The ballots being taken, sorted and counted for Visitors of the state prison, it appeared that the following persons were duly elected, viz.

William Hunter, William Leverett, and Oliver Farnsworth:

The joint committee then adjourned until to-morrow morning at the opening of the house.

Attest. TH : LEVERETT, Clerk.

The Governor and Council having retired, the house proceeded with business.

The bill, entitled an act in addition to an act, entitled "an act for regulating and governing the militia of this state, &c." when Mr. J. Fisk, proposed the following amendment to the bill, viz.

And it is hereby further enacted, that whenever there shall be a company of musicians formed agreeable to the provision of an act passed Nov. 10, 1807, it shall be the duty of the general of the brigade, to which such company shall belong, to issue his orders to some commissioned officer of the same brigade to call such company to a choice of officers; and such company when assembled for that purpose, may proceed to a choice of a captain and two sergeants,—and the captain and sergeants, so chosen, shall have the same powers, be entitled to the same privileges, and be under the same liabilities as the like officers of the different companies of the militia of this state.

And it is hereby further enacted, that non-commissioned officers and privates, belonging to such company, shall be subject to the same penalties for non-appearance on any day appointed for military duty, or instruction, in their profession, and shall be subject to the same penalties for not providing themselves with proper instruments of music, as non-commissioned officers and privates are subject to, for neglecting to provide themselves with suitable muskets, to be recovered and disposed of, in the same manner as is provided in case of the neglect of other non-commissioned officers and privates in the militia of this state.

And on the question, will the house adopt the amendment, the yeas and nays were taken, and were as follows, viz.

Yeas—Messrs. Allen, Bailey, Barnum, Beebe, Blodget, Bliss, J. Burton, Campbell, Child, B. Clapp, Clark, Corss, Corbin, Crowley, Cargill, Farnsworth, Fenn, Field, J. Fisk, C. Fisk, Follet, Gains, R. Graves, S. Green, Griswold, Harris, D. Harrington, Hitchcock, Hidden, T. Hutchinson, Ingals, D. Kimball, Kinne, Leland, M'Laughlin, M'Knight, Meach, Munson, Myrick, Oak, Olin, G. Palmer, Parker, Powell, Peck, P. Perkins, J. Perkins, M. Rich, G. Rich, Richardson, J. Robinson, N. Robinson, S. Robinson, Saxton, Segur, Shepard, S. Smith, Asahel Smith, Thurston, Utley, Waterman, Webb, T. H.

Whitney, D. Whitney, Willoughby, Willard, Willey, Woodworth, and C. Rich—69.

Nays—Messrs. Adams, Aldrich, Andrus, Bigelow, Boutel, Brigham, Brown, Brownson, P. Burton, Speaker, Church, Collins, Conant, Cooley, Crossman, D. Dana, J. W. Dana, Delano, Dudley, J. Duncan, Dyer, Elkins, Eldridge, Farley, Ferguson, B. Fitch, J. Fitch, French, Gardner, E. Graves, A. Hall, J. Hall, Halladay, G. Hatch, Hayward, Hemingway, Hendee, Hoyt, Horton, Holden, Ingham, J. Kimball, King, Kennon, Keyes, Lathrop, Leavenworth, Léwake, R. Lyon, A. Lyon, Loop, Mason, Moor, Muzzy, Noble, Noys of Brattleborough, Noyes of Guilford, Painter, T. K. Palmer, Patridge, Patrick, Peckham, Potter, Rising, Robbins, P. Robinson, G. Robinson, Sanford, Selden, Asa Smith, Skinner, Steward, S. Stone, Tabor, Taft, Thrall, Topliff, Walker, Webster, and Wheelock—80.

So the amendment did not prevail.

Messrs. Loop, Horton, Marvin, S. Robinson and Field, had leave of absence during the remainder of the session. The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

The bill, entitled an act in addition to an act, entitled "an act for regulating and governing the militia of this state, &c." was again read, when Mr. J. Fisk, moved a second amendment to the bill, in the words following, viz.

Sec. 9. And it is hereby further enacted, that every free white male citizen of this state, between the age of twenty-one and sixty years, who has been, or shall hereafter be exempted from doing military duty, and who shall be set in the grand list of this state at \$100, or upwards, shall be enrolled by the orderly sergeant of the company of militia in which he usually resides, in a book to be by him kept for that purpose—and every such person so enrolled as aforesaid, shall furnish himself with a good musket, bayonet, brush and priming wire, and shall annually, to wit, on the first Tuesday of June, exhibit or send the same for inspection, to the captain or other commanding officer of the company in which he usually resides as a

foresaid, and it shall be the duty of such captain or other commanding officer, to make returns thereof to his superior officers in the same manner as is required by the several acts to which this is an addition.

Sec. 10. And it is hereby further enacted, that every person so exempt and enrolled as aforesaid, who shall neglect to arm and equip himself in manner aforesaid, shall pay the sum of three dollars for each year in which he shall be deficient, and shall also pay the same fine on each article of equipment, for neglect of exhibiting his said arms and equipments, on each day of inspection as aforesaid, to be collected in the same manner as is provided for the assessment of fines of the militia in the several acts to which this is in addition.

Sec. 11. And it is hereby further enacted, that all fines and forfeitures recovered and collected under the 9th and 10th sections of this act, shall be paid into the town treasury, and be expended in the same manner as is provided in the fourth section of this act. Provided however, no person exempt and enrolled as aforesaid shall be liable to forfeit or pay any fine for any deficiency as aforesaid, until the first Tuesday of June, in the year 1812, any thing contained in this act to the contrary notwithstanding.

And on the question, will the house adopted the amendment, the yeas and nays were taken, and were as follows, viz.

Yeas—Messrs. Aiken, Aldrich, Allen, Bailey, Barnes, Barnum, Baxter, Bingham, Bliss, Blodget, Campbell, Child, B. Clap, Clark, Cook, Corss, Corbin, Crosman, Crowley, D. Dana, J. W. Dana, Delano, Dudley, John Duncan, Cargill, Fildfield, Farnsworth, Fenn, Ferguson, J. Fisk, C. Fisk, Follet, Fuller, Gains, Gibson, E. Graves, R. Graves, S. Green, N. Green, Griswold, Harris, L. Harrington, D. Harrington, T. Hutchinson, Hopkins, Holmes, Holden, Ingals, D. Kimball, Kinne, Levake, M^r Laughlin, M^r Knight, Meach, Moor, Munson, Myrick, Newell, Noyes of Guilford, Oak, Olin, G. Palmer, Parker, Powell, Peck, P. Perkins, J. Perkins, M. Rich, G. Rich, Richardson, J. Robinson, N. Robinson, S. Robinson, Saxton, Selden, Segur, Shepard, S. Smith, Asahel Smith, S. Stone, Thayer, Thurston, Utley, Waterman,

M. Warner, T. H. Whitney, D. Whitney, Willard, Willey, Woodworth, C. Rich, Spencer and Hinman—93.

Nays—Messrs. Adams, Andrus, Austin, Barney, Beebe, Bigelow, Boutel, Brigham, Brown, J. Burton, P. Burton, Speaker, Church, Collins, Conant, Cooley, De Forrest, Derfey, J. Duncan, Dyer, Elkins, Eldridge, Farley, B. Fitch, J. Fitch, French, Galusha, Gardner, J. Hall, A. Hall, Halladay, G. Hatch, Hayward, Hitchcock, Hidden, Hemingway, Herrick, Hungerford, Hoyt, Horton, Ingham, J. Kimball, King, Kennon, Keyes, Lathrop, Leavenworth, Leland, R. Lyon, A. Lyon, Loop, Mason, Muzzy, Noble, Noyes of Brattleborough, Painter, T. K. Palmer, Patridge, Patrick, Peckham, Potter, Robbins, Rising, P. Robinson, G. Robinson, Safford, Sanford, Skinner, Steward, Tabor, Taft, Thrall, Topliff, Walker, Webb, Webster, Wheelock, and Willoughby—78.

So the amendment was adopted, and on motion, the bill was referred to next session.

An act constituting a company in Windsor, by the name of Jefferson artillery company, was returned from the Governor and Council concurred and became a law.

A bill, entitled an act relating to interest on gaol bonds and officers receipts, brought in by Mr. Olin, a substitute for a bill, that was for a second reading, and had been misplaced; and it was read the second time and passed to be engrossed, &c.

The following engrossed bills were returned from the Governor and Council concurred, with proposals of amendment, in which the house concurred, and became laws, viz.

An act establishing an academy in West-Rutland:

An act constituting a new county, by the name of Jefferson: And,

An act establishing an academy in Addison, in the county of Addison.

The engrossed bill, entitled an act in addition to an act, entitled "an act establishing a state bank," was returned from the Governor and Council concurred, with several proposals of amendment, in all which the house concurred, except the amendment proposed to the first section, in which the house resolved to non-con-

cut: and Mr. T. Hutchinson, was appointed to assign the reasons of the house for non-concurrence.

The committee to whom was referred the bill, entitled an act in addition to an act, entitled "an act reducing into one the several acts for laying out, making, repairing and clearing highways; *made report*, that the bill ought to pass and become a law.

Which report was read and accepted, and the bill read and passed to be engrossed, &c.

The account of Alexander Hutchinson, vs. the state, was read and referred to the committee of claims.

The committee to whom was referred the bill, entitled an act extending the jurisdiction of Justices of the Peace, in cases therein mentioned, reported a new bill, entitled an act in addition to an act, entitled "an act constituting the supreme court of judicature, and county courts, &c." which was accepted by the house; and the bill was read and passed to be engrossed, &c.

The bill, entitled an act relating to the duty of proprietors clerks:

The bill, entitled an act appointing a committee to alter the county road from Derby to Guildhall:

The bill, entitled an act directing the mode of electing town officers in the town of Canaan, for the year ensuing:

And the bill, entitled an act legalizing town proceedings, wherein officers were not freeholders, were all of them read the second time and passed to be engrossed, &c.

A bill, entitled an act appointing a committee to lay a road from the Washington turnpike, to Connecticut river, brought in pursuant to report of committee, was read and passed to be engrossed, &c.

The committee to whom was referred the bill, entitled an act in addition to an act, entitled "an act relating to the probate of wills, and the settlement of testate and intestate estates," reported a new bill with a like title, which was read and passed to be engrossed, &c.

The committee to whom was referred the bill, entitled an act relating to the state printing, reported the bill with the blanks filled.

Which report was read and accepted, and the bill passed to be engrossed, &c.

The members of Franklin county, to whom was referred the bill, entitled an act appointing a committee to alter the jurisdictional lines between the towns of Sheldon, Highgate, Swanton and Fairfield; *made report*, that the bill as amended, ought to pass and become a law.

Which report was read, accepted, and the bill was read and passed to be engrossed, &c.

The engrossed bill, entitled an act empowering the Rutland and Stockbridge turnpike corporation, to remove the gate now erected on the turnpike, near Zebide Sprout's &c. was returned from the Governor and Council, non-concurred, and on motion the bill was dismissed.

The committee to whom was referred the petition of the inhabitants of Morgan, for a land tax, for reasons stated in the petition; *made report*, that the prayer of the petition ought to be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly, and the petitioners brought in a bill, entitled an act laying a tax on Morgan, which was read and passed to be engrossed, &c.

The engrossed bill, entitled an act relating to guardians appointed over idle and disorderly persons, was returned from the Governor and Council non-concurred; and on motion the bill was referred to next session.

Mr. Mallary, Secretary to the Governor and Council, presented to the Speaker the following communication from his Excellency, viz.

HON. DUDLEY CHASE, Esq.

Speaker of the House of Representatives,

SIR—I would inform the General Assembly, through you, that Maj. Gen. Zebina Curtis, of the 4th division of the militia of this state, and Brigadier Gen. Abner Forbes, of the 1st brigade and 4th division of the militia aforesaid, have delivered to me their resignations of their several offices aforesaid, which are accepted.

The General Assembly will please to direct the manner of filling the vacancies thus occasioned.

JONAS GALUSHA.

Which was read and ordered to lie on the table.

Mr. Griswold, on motion, introduced the following resolution, viz.

In General Assembly, Nov. 1, 1810.

Resolved, The Governor and Council concurring herein, that both houses meet in the Representatives room on the 2d of November inst. at ten o'clock in the forenoon, for the purpose of electing a major general, to fill the vacancy occasioned by the resignation of Gen. Zebina Curtis; and also, a brigadier general, to fill the vacancy occasioned by the resignation of Gen. Abner Forbes.

Which resolution was read and adopted.

The account of Sylvanus Baldwin against the state, was read and referred to the committee of claims.

The committee to whom was referred the bill, entitled an act authorising Appollos Austin, Joseph Warner, and Pliney Smith, to remove obstructions in Otter creek, at or near Vergennes, reported the bill amended.

Which report was accepted, and on the question, shall the bill pass to be engrossed, &c. the yeas and nays were taken, and were as follows, viz.

Yeas—Messrs. Adams, Austin, Blodget, Brown, Child, Speaker, Church, Cook, Cooley, Corbin, Crowley, Duffey, D. Dana, J. W. Dana, Delano, Eldridge, Fifield, Fenn, B. Fitch, Follet, Fuller, Gardner, E. Graves, N. Green, Griswold, L. Harrington, D. Harrington, Hayward, Hitchcock, T. Hutchinson, Hutchins, Hunkins, Hoyt, Holmes, Holden, Ingals, Keyes, Lathrop, Leland, Levake, R. Lyon, Mason, M'Laughlin, M'Knight, Myrick, Moor, Noble, Noyes of Guilford, Oak, Olin, Patridge, Peck, P. Perkins, Potter, M. Rich, Rising, Richardson, D. Robinson, Sanford, Asa Smith, S. Smith, Asahel Smith, Steward, S. Stone, Thayer, Thrall, Utley, Walker, M. Warner, Webster, T. H. Whitney, D. Whitney, Willard, Willey and Spencer—76.

Nays—Messrs. Allen, Barney, Barnes, Barnum, Baxter, Bigelow, Boutel, P. Burton, B. Clapp, Clark, Corss, Crosman, Dudley, John Duncan, Jason Duncan, Dyer, Elkins, Farnsworth, Farley, J. Fitch, Gains, R. Graves, Hidden, Hemingway, Hendee, Hungerford, Johnson, J. Kimball, A. Lyon, Leavenworth, Meach, Noys of Brattleborough, Painter, Parker, P. Robinson, G. Robinson, Saxton, Selden, Skinner, Taft, Topliff, Webb, C. Rich and Hinman—44.

So the bill passed to be engrossed, &c.
The house adjourned.

Friday, Nov. 2, 1810, 9 o'clock A. M. The house met pursuant to adjournment and the Journals of yesterday were read.

Mr. Harris and Mr. King, were appointed on the committee raised on the petition of the inhabitants of Wallingford, in the room of Mr. Jacob Smith and M. Warner.

Messrs. Pratt, Collins, and E. Graves, had leave of absence during the remainder of the session.

The bill, entitled an act to authorise the proprietors of Sheffield, to ratify and confirm a former division of said town, was read the second time and passed to be engrossed, &c.

Mr. G. Rich, on motion, introduced the following resolution, viz.

In General Assembly, Nov. 2, 1810.

Resolved, That a committee of one member from each county, be raised for the purpose of making up, receiving and paying over the debenture of the members of this house.

Which resolution was read and adopted.

The committee to whom was recommitted the petition of Henry Whitcher, returned the same to the house with the same report as heretofore.

Which report was read and accepted, and the petitioner had leave to withdraw his petition.

The committee of claims, to whom was referred the petition of Nathan Sherwin, praying to be remunerated for his expenses in arresting and keeping the body of Woodbury Massey, on the charge of setting on fire and burning the meeting house in Reading; *made report*, that the petition be referred to the next session.

Which report was read and accepted, and the petition referred accordingly.

The following engrossed bills were returned from the Governor and Council concurred, and became laws, viz.

An act establishing the proceedings of Orange :

An act incorporating certain persons therein mentioned

by the name of the Champlain cotton and woolen manufacturing company :

An act laying a tax on Brownington :

An act in addition to act, entitled "an act constituting a company of artillery in the town of Fairfax :

An act annexing the district of Deweysburgh, in the county of Caledonia, to the towns of Danville and Peacham : And,

An act in addition to, and amendment of an act, entitled "an act for the purpose of founding a university at Burlington."

The engrossed bill, entitled an act in addition to an act, entitled "an act establishing a state bank," was again returned from the Governor and Council with the amendment proposed to the first section rescinded from, and the bill concurred in, and it became a law.

The following bills were successively read the second time and passed to be engrossed, &c.

The bill, entitled an act laying a tax of four cents per acre on the town of Shelden ;

The bill, entitled an act directing the treasurer to pay the sum therein mentioned ; and

The bill, entitled an act altering the name of the town of Middle-Hero.

The committee to whom was referred the bill, entitled an act legalizing the town records of Jericho ; *made report*, that the bill ought to pass and become a law.

Which report was read and accepted, and on motion, the bill was dismissed.

The bill, entitled an act establishing a corporation by the name of the Plymouth turnpike corporation, brought in pursuant to report of committee, was read and referred to the next session.

The committee of claims to whom was referred the account of Alexander Hutchinson vs. the state, for his services as auditor of accounts against the state ; *made report* that the account ought to be allowed.

Which report was read and accepted, and leave given to bring in a bill accordingly ; and a bill was brought in entitled an act directing the treasurer to pay Alexander

Hutcinson, the sum therein mentioned, which was read and passed to be engrossed, &c.

Messrs. Noyes of Brattleborough, French, Selden, and M'Laughlin, had leave of absence during the remainder of the session.

The committee to whom was referred the petition of Thomas and Elias Porter, for a ferry from Alexander's point in Colchester, to the south end of the Island called South-Hero, and from the south end of the Island, aforesaid, to the point called Alexander's point aforesaid; *made report*, that the petitioners ought to have the exclusive right of keeping a ferry from Colchester point only.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The committee to whom was referred the petition of Amos Babcock, stating that he had purchased lands of one Thomas Chandler, Esq. commissioner of sales of confiscated estates, and that the title had failed, and praying this legislature to pass an act directing the treasurer to pay him his damages and costs; *made report*, that the petition ought to be referred to the next session.

Which report was read and accepted, and the petition referred accordingly.

The same committee to whom was referred the petition of Daniel Staniford, stating that he was sheriff of Chittenden county, in the year 1808; that he as sheriff performed the painful and disagreeable task of executing Cyrus B. Dean, and praying to be remunerated for said service, together with the expences of erecting the gallows, and other expences incident to the execution aforesaid; *made report*, that their attention being called to the petition so late in the session, that in their opinion it ought to be referred to next session.

Which report was read and accepted, and the petition referred accordingly.

The committee to whom was referred the petition of Ebenezer Marvin, praying to be remunerated for improvements made on lands granted by this state to him, and which had since been found to belong to the proprietors of Highgate; *made report*, that the petition be referred to next session.

Which report was read and accepted, and the petition referred accordingly.

The committee of suspensions to whom was referred the petition of Jonathan Ware, for an act of suspension, for reasons stated in the petition; *made report*, that the prayer of the petition be so far granted as that the petitioner have leave to bring in a bill freeing his body from arrest three years.

Which report was read and accepted, and the petitioner brought in a bill, entitled an act for the relief of Jonathan Ware, which was read, and on the question, *shall the bill pass to be engrossed?* the yeas and nays were taken and were as follows, viz.

Yeas—Messrs. Aldrich, Allen, Barney, Barnum, Bingham, Bigelow, Boutel, Brigham, Brownson, J. Burton, Speaker, Child, Church, B. Clap, Collins, Cook, Cooley, Corbin, D. Dana, J. W. Dana, Delano, Eldridge, Fay, Farnsworth, J. Fisk, J. Fitch, Follet, Fuller, Gains, Gardner, R. Graves, S. Green, N. Green, Harris, G. Hatch, Hitchcock, Hendee, Herrick, T. Hutchinson, Hutchins, Holmes, Ingham, Ingals, J. Kimball, King, Kennon, Leland, R. Lyon, Mason, M'Laughlin, M'Knight, Meach, Moor, Powell, Pratt, P. Perkins, M. Rich, G. Rich, Rising, S. Stone, Thayer Thurston, Topliff, Utley, Waterman, Webb, T. H. Whitney, Willard, Willey, C. Rich and Spencer—71.

Nays—Messrs. Aiken, Adams, Bailey, Baxter, Bebee, Bliss, Blodget, Brown, Conant, Corss, Crosman, Crowley, Derfey, Dudley, John Duncan, Jason Duncan, Dyer, Farley, Fenn, Ferguson, French, Galusha, Gibson, J. Hall, Halladay, D. Harrington, Hayward, Hidden, Hemingway, Hungerford, Holden, Keyes, A. Lyon, Munson, Myrick, Muzzy, Noble, Noyes of Guilford, Oak, Olin, Painter, G. Palmer, T. K. Palmer, Patridge, Parker, Patrick, Peck, Peckham, Robbins, Richardson, J. Robinson, P. Robinson, N. Robinson, G. Robinson, Safford, Sanford, Saxton, Selden, Segur, Shepard, Asahel Smith, Skinner, Steward, Taft, Thrall, Walker, M. Warner, Webster, Wheelock, Willoughby, Woodworth and Hinman—72.

So the bill did not pass, and was dismissed.

The committee of claims to whom was referred the account of Sylvanus Baldwin, against the state ; *made report* that the account ought to be allowed.

Which report was read and accepted, and leave given to bring in a bill accordingly.

The committee appointed by an act of Oct. 1809, and by resolution of the present session, to audit the account of the commissioners for building the state prison ; made the following report, viz.

To the Honorable the General Assembly of the State of Vermont, convened at Montpelier, Oct. 1810.

The subscribers, a committee appointed by an act of October, 1809, and by a resolve of the present session, to audit the accounts of the commissioners for the building the state prison, and to accept the same, and cancel the bond executed to the State Treasurer, by said commissioners, respectfully report, that as the expense of building said prison, with the allowance to the said commissioners, exceeds the sum of thirty-five thousand dollars, they have drawn no orders on the Treasurer, but respectfully submit the account current, marked A, with accompanying documents, numbered 1, 2, 3, 4, 5, 6, and 7, herewith presented, by which it will appear that there has been expended in building said prison, including the services of the commissioners, the sum of \$37,777, 42, for which, proper vouchers have been exhibited—also, there is yet due from said commissioners, on outstanding contracts, the sum of \$1535, 36, making the whole cost of said prison \$39,312, 78, to the payment of which, there has been appropriated by the several acts of the Legislature, the sum of \$35000—and it will be necessary that a future sum of \$3,753, 48 should be appropriated, to defray the debts so due.—And there is yet on hand some remnants of Iron and Steel and sundry tools, the property of the state, the amount of which is not yet ascertained.—Your committee further respectfully report, that they have not accepted said prison, the same not having been compleated, until since the present session of this honorable Assembly, and they have not therefore cancelled the bond of said commissioners.

All which is respectfully submitted.

HORAS TULLER,
BENJAMIN SWAN,
TITUS HURDINSON,

Which was read, and together with the accompanying papers referred to Messrs. Olin, A. Lyon and C. Rich, to join such committee as the Governor and Council may appoint.

The committee appointed to examine and report the accounts, expenditures, disbursement and business of the state prison, up to the 1st day of Dec. A. D. 1809, and to settle and adjust the accounts of the visitors of the state prison and to draw an order for the balance; made the following report, viz.

To the honorable General Assembly, to be convened at Montpelier, in Oct. 1810.

Your committee appointed to examine and report the accounts, expenditures, disbursements, and business of the state prison, up to the first day of Dec. 1809, and to settle and adjust the accounts of the visitors of said prison up to that time; and draw orders for the balance: Report, that having attended to said several matters, we find that said visitors have expended in clothing and victualing the prisoners in said prison, for a chest of medicine, in providing bedding, victualing utensils and working utensils, and in setting the work-house in order for the various branches of business to be done by the prisoners, and in procuring raw materials, to be by them manufactured, and for retaking Palmer, who escaped from the prison, the sum of 3,798 dollars 54 cents, and paid the superintendant for his services to that time, two hundred and twenty-three dollars; and to the clerk for his services to that time eighty-five dollars, and to the Physician for his attention to sick prisoners, thirty-eight dollars, and we have allowed the said visitors for their services, one hundred and ninety-one dollars and forty-seven cents, and have drawn orders upon the treasurer of the state for the same.—We also find, that there was then on hand, five tons and an half of nail-rods, about twenty barrels of pork and beef, and the said working utensils, and victualing apparatus.

and bedding, &c.—in the whole, to the amount of about two thousand dollars, and that the prisoners had then began to work at the several occupations assigned them, and that the several prisoners labored for the state in building the walls of the prison, clearing the yard, and other necessary labor in completing the prison, from their severally entering the prison, until about the 20th of November, last.

All which, is submitted this second day of Jan. 1810.

BENJAMIN SWAN,

ELIAS LYMAN,

TITUS HUTCHINSON,

} Committee.

Which was read and referred to the committee raised on the report of the committee to settle and adjust the accounts of the commissioners for building a state prison.

The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

Mr. Painter, had leave of absence during the remainder of the session.

On the committee raised by resolution, to make up, receive and pay over the debenture of the members, Messrs. Rising, J. Hall, Hendee, Delano, Barnum, Harris, Allen, G. Rich, Bingham, Corbin, M. Rich and A. Hall, were appointed.

The resolution for adjournment, was returned from the Governor and Council concurred, with a proposal of amendment, by fixing on Tuesday, as the day of adjournment, in which the house resolved not to concur.

Messrs. T. Hutchinson, Griswold, and Taft, were appointed a committee to draft an appropriation bill.

Mr. Farnsworth, on motion, introduced the following resolution, viz.

Resolved, The Governor and Council concurring herein, that both houses meet in the representatives room, at nine o'clock to-morrow morning, for the purpose of adjourning the General Assembly without day.

Which resolution was read and adopted.

The committee to whom was referred the bill, entitled an act directing measurement of charcoal, lime and ashes

reported the bill amended, and on motion, it was referred to the next session.

The committee to whom was referred the bill, entitled an act laying a tax on Navy, reported a new bill with a like title, which was read and passed to be engrossed, &c.

A bill, entitled an act directing the treasurer to pay Sylvanus Baldwin, the sum therein mentioned, brought in pursuant to report of committee, was read and passed to be engrossed, &c.

The bill, entitled an act granting to Curtis Holgate, the exclusive privilege of erecting a wharf at Burlington, in the county of Chittenden, for the term of twenty years, was called up, read and passed to be engrossed, &c.

The military committee to whom was referred the bill, entitled an act constituting a company of artillery in Windham, Andover and Londonderry; *made report*, that the bill ought to be referred to next session.

Which report was read and accepted, and the bill referred accordingly.

The committee to whom was referred the bill, entitled an act appointing a committee to lay out a road from Canaan to Holland; *made report*, that the bill ought to pass and become a law.

Which report was accepted, and the bill read and dismissed.

Mr. Mallary, Secretary to the Governor and Council, presented the following communication from his Excellency the Governor, viz.

TO DUDLEY CHASE, Esq.

Speaker of the house of Representatives,

SIR—I would, through you, inform the House of Representatives, that pursuant to the existing laws of this state, the number of Trustees of the corporation of the University of Vermont, necessary to be elected by the legislature the present session, is ten.—The general assembly will please to direct the time for their appointment.

IONAS GALUSHA.

Which was read and ordered to lie on the table.

Mr. Criswold on motion, introduced the following resolution, viz.

In General Assembly, Nov. 2, 1810.

Resolved, The Governor and Council concurring here-in, that both houses meet in joint committee in the representatives room at four o'clock this after-noon, for the purpose of electing the trustees of the University of Vermont.

Which resolution was read and adopted.

The committee to whom was referred the bill, entitled an act for a toll bridge over the narrows of lake Memphramagog, reported a new bill, entitled an act incorporating certain persons therein named, by the name of Magog bridge company.

Which report was accepted, and the bill was read and passed to be engrossed, &c.

Mr. Fay and Mr. Hungerford had leave of absence during the remainder of the session.

The committee of new trials, to whom was referred the petition of John Levake, for a new trial in a case therein mentioned, for reasons stated in the petition; *made report*; that the prayer of the petition be granted.

Which report was read and accepted, and leave given to bring in a bill accordingly, and the petitioner brought in a bill, entitled an act granting a new trial to John Levake, which was read and passed to be engrossed, &c.

The bill, entitled an act granting a tax on Morgan, was called up, read and passed to be engrossed, &c.

The bill, entitled an act in addition to an act, entitled "an act for the support of schools," was sent down from the Governor and Council non-concurred, when it was motioned to refer the bill to the next session; and on the question, will the house so refer the bill? the yeas and nays were taken, and were as follows, viz.

Yeas—Messrs. Allen, Bailey, Bigelow, Boutel, Brownson, Speaker, Church, Conant, Cook, Cooley, Corbin, Elkins, Eldridge, Fergusson, B. Fitch, Galusha, Gardner, S. Green, N. Green, Hayward, Hendee, Hutchins, Hoyt, Holmes, Keyes, Leavenworth, A. Lyon, Meach, Munson, Myrick, Patridge, Powell, Peckham, J. Perkins, Potter, J. Robinson, G. Robinson, Sanford, Skinner, Steward, S. Stone, Tabor, Thrall, Topliff, Waterman, M. Warner,

Wheelock, D. Whitney, Willoughby and Woodworth. 50.

Nays—Messrs. Aiken, Aldrich, Allen, Austin, Barnes, Barnum, Bebee, Bingham, Brigham, Brown, Campbell, Child, B. Clapp, Clark, Corss, Crossman, Crowley, D. Dana, J. W. Dana, Delano, Dudley, Jason Duncan, Dyer, Cargill, Fay, Farnsworth, Farley, Fenn, J. Fisk, C. Fisk, J. Fitch, Follet, Fuller, Gibson, A. Hall, L. Harrington, Hitchcock, Hidden, Hemingway, Herrick, T. Hutchinson, Hungerford, Holden, Ingham, Ingals, J. Kimball, King, D. Kimball, Kinne, Lathrop, Leland, Levake, R. Lyon, Mason, M'Knight, Moor, Muzzy, Newell, Noble, Noyes of Guilford, Oak, Olin, G. Palmer, T. K. Palmer, Patrick, P. Perkins, M. Rich, G. Rich, Rising, Robbins, Richardson, N. Robinson, Saxton, S. Smith, Asahel Smith, Taft, Thayer, Thurston, Utley, Webster, T. H. Whitney, Willard, Willey, C. Rich, Spencer and Hinman—86.

So the bill was not referred, and on the question, *will the house pass the bill and send it to the Governor and Council for concurrence, &c.?* the yeas and nays were taken and were as follows, viz.

Yeas—Messrs. Aldrich, Austin, Barnes, Barnum, Baxter, Bebee, Bingham, Blodget, Boutel, Brigham, Brown, J. Burton, Campbell, Child, Clap, Clark, Corss, Crossman, Crowley, D. Dana, J. W. Dana, Delano, Dudley, John Duncan, Jason Duncan, Dyer, Cargil, Fisk, Farnsworth, Farley, Fenn, J. Fisk, C. Fisk, Follet, Fuller, Gains, Griswold, A. Hall, Harris, L. Harrington, Hitchcock, Hidden, Hemingway, Herrick, T. Hutchinson, Hunkins, Holden, Ingham, Ingals, J. Kimball, King, Kinne, Kennon, Lathrop, Leland, Levake, R. Lyon, Mason, M'Knight, Moor, Muzzy, Newell, Noble, Noyes of Guilford, Oak, Olin, G. Palmer, T. K. Palmer, Patrick, Powell, P. Perkins, J. Perkins, M. Rich, G. Rich, Robbins, Richardson, Saxton, S. Smith, Asahel Smith, Thayer Taft, Thurston, Webb, Wheelock, T. H. Whitney, Willey, Willard, C. Rich and Spencer—89.

Nays—Messrs. Allen, Andrus, Bailey, Bigelow, P. Burton, Speaker, Church, Conant, Cook, Cooley, Corbin, Elkins, Ferguson, B. Fitch, Gardner, Galusha, S. Green, N. Green, Hayward, Hendee, Hutchins, Hoyt, Holmes,

D. Kimball, Keyes, Leavenworth, A. Lyon, Meach, Munson, Myrick, Patridge, Peckham, Potter, Rising, J. Robinson, N. Robinson, G. Robinson, Sanford, Skinner, Steward, S. Stone, Tabor, Thrall, Topliff, Utley, Waterman, M. Warner, D. Whitney, Woodworth and Hinman—50.

So the bill was passed and sent to the Governor and Council for concurrence, &c.

A bill, entitled an act granting the exclusive privilege of keeping a ferry to Thomas and Elias Porter, brought in pursuant to report of committee, was read and passed to be engrossed, &c.

The committee to whom was referred the petition of the inhabitants of Barre, stating that a part of the proprietors records of said town are incomplete, and praying the legislature to pass an act empowering them to compleat them; *made report*, that the petition be referred to the next session.

Which report was accepted, and the petition referred accordingly.

The Governor and Council met the house in joint committee, and transacted the following business, as appears from the return of their clerk.

In Joint Committee, Nov. 2, 1810.

Agreeably to adjournment, the Governor and Council and General Assembly met in joint committee for the purpose of electing thirteen directors of the Vermont State Bank.

His Excellency the Governor in the chair.

TH: LEVERETT, Clerk.

The ballots being taken, sorted and counted it appeared that the following persons were duly elected for the year ensuing, viz.

Titus Hutchinson, Elias Lyman, James Farbox, Benj. Swan, Mark Richards, Eleazer May, Salmon Dutton, jun. Horatio Seymour, John Willard, Daniel Chipman, William C. Harrington, John Peck, Truman Chittenden.

The joint committee then dissolved.

Attest. TH: LEVERETT, Clerk.

In Joint Committee, Nov. 2, 1810.

Agreeably to a concurrent resolution of both houses of

this date the Governor and Council and General Assembly met in joint committee, for the purpose of electing a major general to supply the vacancy occasioned by the resignation of Zebina Curtis, and also a brigadier general, to supply the vacancy occasioned by the resignation of Abner Forbes.

The ballots being taken, sorted and counted, it appeared that William Cahoon, was elected major general of the fourth division—and Seth Wood, brigadier general of the first brigade and fourth division of the militia of this state.

The joint committee then dissolved.

Attest TH : LEVERETT, Clerk.

In Joint Committee, Nov. 2, 1810.

Agreeably to a concurrent resolution of both house of this date, the Governor and Council and General Assembly, met in joint committee for the purpose of electing ten trustees for the University of Vermont.

His Excellency the Governor in the chair.

TH : LEVERETT, Clerk.

The ballots being taken, sorted and counted, it appeared that the following persons were buely elected.

Samuel C. Crafts, Joseph D. Farnsworth, Ezra Butler, Pliny Smith, Abraham Brownson, William A. Griswold, James Fisk, Tilton Eastman, Titus Hutchinson and William C. Bradley, Esqrs.

On motion of Mr. T. Hutchinson, Resolved, that the committee now proceed to elect a suitable person to preach the election Sermon, on the second Thursday of October next, before the General Assembly—when the Rev. John Denison, of Jericho, was elected.

On motion to appoint some suitable person to preach the election sermon, in case of the failure of Mr. Denison, when the Rev. Thomas Skeel, was duly appointed.

Attest. TH : LEVERETT, Clerk.

The Governor and Council having retired, the house proceeded with business.

Mr. T. Hutchinson, was appointed to inform Mr. Denison of his appointment, and Mr. Bailey to inform Mr. Skeel of his appointment.

The committee to whom was referred the bill, entitled an act in addition to an act, entitled “an act regula

fees," *made report*, that the bill as amended ought to pass and become a law.

Which report was read, accepted, and the bill read, further amended and passed to be engrossed, &c.

The following engrossed bills were returned from the Governor and Council concurred, and became laws, viz.

An act granting relief to Ephraim Munson :

An act altering the name of Dalinda Wheeler :

An act authorising Samuel Smith, jun. to deed certain lands therein mentioned :

An act relating to the state printing.

An act for the revival of an act for a tax on New-Huntington, Buel's and Avery's Gore :

An act laying a tax of three cents per acre, on Goshen Gore : And,

An act to revive an act, entitled "an act appointing a committee to lay out and survey a road therein mentioned."

The house adjourned.

Saturday, Nov. 3, 1810, 9 o'clock A. M.

The house met pursuant to adjournment, and the Journals of yesterday were read.

Messrs. D. Kimball, Leavenworth, Follett, J. Clapp, Bigelow, Brownson and Brigham, had leave of absence during the remainder of the session.

The committee to whom was referred the papers relating to the building of the state prison ; reported a bill, entitled an act making appropriation for building a state prison.

Which report was accepted, the bill read and passed to be engrossed, &c.

The engrossed bill, entitled an act in addition to the act, providing for the regulation of the state prison; and altering the punishment of crimes; was returned from the Governor and Council concurred, with proposals of amendment, in which the house resolved not to concur, and that Mr. J. Fisk, assign the reasons of the house for non-concurrence.

Mr. Barnum, on motion, introduced a bill, entitled an act directing the surveyor of public buildings to purchase a stove ; and on the question, shall the bill pass to

be engrossed, &c. ? the yeas and nays were taken, and were as follows, viz.

Yeas—Messrs. Adams, Aldrich, Allen, Barnes, Barnum, Bingham, Bliss, Brownson, J. Burton, P. Burton, Campbell, B. Clap, Corss, Crosman, Crowley, De Forest, Delano, John Duncan, Jason Duncan, Elkins, Farnsworth, Ferguson, J. Fisk, C. Fisk, J. Fitch, Fuller, Gibson, R. Graves, S. Green, Halladay, Hemingway, Hendee, Hutchins, Kinne, Leavenworth, R. Lyon, A. Lyon, Meach, Myrick, Muzzy, Oak, G. Palmer, Patridge, Parker, Patrick, Powell, Peck, G. Rich, J. Robinson, P. Robinson, N. Robinson, G. Robinson, Asa Smith, Skinner, Steward, Taft, M. Warner, Webb, Wheelock, Woodworth, C. Rich and Hinman—62.

Nays—Messrs. Aiken, Andrus, Bailey, Baxter, Bebee, Blodget, Bontel, Brown, Speaker, Child, Church, Clark, Conant, Cook, Cooley, Corbin, Durfey, D. Dana, Dudley, Dyer, Cargil, Eldridge, Fifield, Fenn, B. Fitch, Gains, Gardner, Galusha, N. Green, L. Harrington, D. Harrington, Hayward, Hitchcock, Hidden, T. Hutchinson, Hoyt, Holmes, Holden, Ingham, Ingals, J. Kimball, King, Kennon, Keyes, Leland, Levake, Mason, M'Knight, Moor, Munson, Newell, Noble, Noyes of Guilford, T. K. Palmer, Peckham, P. Perkins, Potter, M. Rich, Robbins, Richardson, Sanford, Segur, Shepard, S. Smith, Asahel Smith, S. Stone, Tabor, Thrall, Topliff, Utley, Walker, Waterman, Webster, T. H. Whitney, Willard, Willey, and Spencer—78.

So the bill did not pass, and was dismissed.

Mr. B. Clapp, on motion, introduced a bill, entitled an act appointing a committee to settle with the visitors of the state prison, which was read and passed to be engrossed, &c.

Mr. Olin, introduced a bill, entitled an act in addition to the act establishing a state bank, which was read and passed to be engrossed, &c.

Mr. T. Hutchinson, introduced a bill, entitled an act relating to elections by the two houses of the legislature, which was read and referred to the next session.

Mr. Griswold, introduced a bill, entitled an act appoint-

ing a committee to accept the state prison, which was read and passed to be engrossed, &c.

The engrossed bill, entitled an act appointing a committee to alter the county road from Chelsea to the south line of wheelock ; and also, from Montpelier, to Danville court-house, was sent down from the Governor and Council concurred, with a proposal of amendment, by adding another section to the bill, in which amendment the house concurred, and it became a law.

The resolution for adjournment, was returned from the Governor and Council concurred, with a proposal of amendment, by erasing to-morrow and inserting Monday, in which amendment the house concurred, and it became a resolution of both houses.

The committee of insolvency, to whom was recommit-
ted the petition of Silas Hathaway, praying for an act of suspension for reasons stated in the petition ; *made report*, that the petition be referred to the next session.

Which report was read and accepted, and the petition referred accordingly.

The committee to whom was referred the petition of sundry of the inhabitants of Vershire, praying to be annexed to the town of Ccrinth, for reasons stated in the petition ; *made report*, that the petition ought to be referred to the next session.

Which report was read and accepted, and the petition referred accordingly.

The committee to whom was referred the petition of part of the inhabitants of Highgate, lying south of Missis-
que river ; *made report*, that the petition be referred to the next session.

Which report was read and accepted, and the petition referred accordingly.

The committee of insolvency to whom was referred the petition of Fulsom Bean, praying for an act of suspension, for reasons stated in the petition ; *made report*, that no person appearing in support of the petition, they returned the same to the house without any opinion thereon.

Which report was read and accepted, and on motion, the petition was referred to next session.

The members of Chittenden county, to whom was re-

ferred the petition of the inhabitants of Moretown, for the appointment of Cephas Carpenter, to the office of Justice of the Peace; *made report*, that the prayer of the petition ought not to be granted.

Which report was read and accepted, and the petitioners had leave to withdraw their petition.

The house adjourned.

2 o'clock P. M. The house met pursuant to adjournment.

The committee to whom was referred the petition of the proprietors of Caldersburgh, stating that the records of the survey and draft of said town are lost, except a plan and allotment of said town, and praying the legislature to pass an act enabling them to call a proprietors meeting, and empowering them to ratify and confirm the draft and allotment of said town, agreeably to the plan aforesaid, and also to annex that part of Caldersburgh now belonging to Wenlock in the county of Essex, to Morgan in the county of Orleans, for the time being; *made report*, that the petition ought to be referred to the next session.

Mr. Griswold on motion, introduced the following resolution, viz.

In General Assembly, Nov. 3, 1810.

Resolved, The Governor and Council concurring herein, that the treasurer of this state be, and he hereby is directed to convey to the Governor of this state, eighteen volumns of the compiled laws of this state, to be by him transmitted to the Governors of the several states, of the United States, and also to the Governor of upper and lower Canada: the account and expences of transmitting the same to the Governor of this state, to be audited and allowed by the auditor of accounts against the state.

Which resolution was read and adopted.

The house adjourned for one hour.

4 o'clock P. M.

Mr. T. Hutchinson, on motion, introduced the following resolution, viz.

In General Assembly, Nov. 3, 1810.

Resolved; The Governor and Council concurring herein, that the chief judge of the Supreme Court, is hereby

authorised and requested to apply for, and receive the several copies of the several laws of the several states of the union, which have been, or hereafter may be transmitted to the executive of this state, for the use of the state, by the Governor or executive authority of such state; and the said chief judge is hereby directed to deliver the same over to his successor in office, subject to the future disposal of the legislature.

Which resolution was read and adopted.

The bill lying on the table, entitled an act for the relief of Joseph Barney, and Obadiah Wheeler, was called up, read and passed to be engrossed, &c.

The bill, entitled an act in addition to an act, entitled "an act relating to the office and duty of High Sheriff, and High Bailiff, and their respective deputies, introduced by Mr. C. Rich, was read and ordered to lie on the table; and afterwards on motion, referred to the next session.

The bill, entitled an act laying a tax on Derby, brought in pursuant to report of committee, was read and passed to be engrossed, &c.

Mr. T. Hutchinson, on motion, introduced a bill, entitled an act relating to travellers who meet on the public highways, which was read and referred to the next session.

The engrossed bill, entitled an act in addition to an act, entitled "an act providing for the regulation of the state prison, and altering the punishment of crimes," was returned from the Governor and council concurred, with a proposal of amendment, in which the house resolved not to concur, and that Mr. J. Fisk, assign the reasons of the house for non-concurrence.

The engrossed bill, entitled an act appointing a committee to alter the road from Derby to Guildhall, was returned from the Governor and Council concurred, with proposals of amendment in which the house concurred, and it became a law.

The engrossed bill, entitled an act in addition to an act, entitled "an act providing for the regulation of the state prison, and altering the punishment of crimes," was again returned from the Governor and Council with their former amendment rescinded from, and a new amendment

proposed, in which the house concurred, and it became a law.

The following engrossed bills were returned from the Governor and Council concurred, and became laws, viz.

An act incorporating certain persons, by the name of the President and directors of the glass factory :

An act incorporating certain persons therein named, by the name of the Magog bridge company :

An act directing the mode of electing town officers, in the town of Canaan, for the year ensuing :

An act establishing the rate of interest on gaol bonds and officers' receipts :

An act granting relief to William Carley and Amasa Edson :

An act laying a tax of four cents on the town of Shelton :

An act assessing a tax of one cent on the dollar, on the list of the present year :

And act appointing a committee to look out a road :

An act in addition to an act, entitled "an act for the support of schools :"

An act relating to the duty of proprietors clerks :

An act granting to Curtis Holgate, the exclusive privilege of erecting a wharf at Burlington, in the county of Chittenden, for the term of twenty years :

An act laying a tax of four cents per acre on the town of Navy : And,

An act directing the treasurer to pay Alexander Hutchinson, the sum therein mentioned.

The engrossed bill, entitled an act in addition to an act entitled "an act reducing into one the several acts for laying out, making and clearing highways, was returned from the Governor and Council non-concurred, repassed by the house, and afterwards returned from the Governor and Council concurred, and became a law.

The engrossed bill, entitled an act to empower the judges of the supreme court to adjust accounts against the state for services not comprehended in the fee bill, was returned from the Governor and Council non-concurred, and on motion, it was dismissed.

The engrossed bill, entitled an act more clearly defining

the qualifications of voters in town meetings, was returned from the Governor and Council non-concurred, and on motion it was dismissed.

The committee to whom was referred the petition of Russel Corning and others, were dismissed from any further consideration of said petition, and on motion the petition was dismissed.

The house adjourned.

Monday, Nov. 5, 1810, 9 o'clock A. M.

The house met pursuant to adjournment, and the reading of the journals was, on motion, dispensed with.

The following resolution was sent down from the Governor and Council for the concurrence of the house, viz.

In Council, Nov. 3, 1810.

Resolved, The house of representatives concurring herein, that all business which shall remain unfinished at the rising of the General Assembly, be referred to next session.

Which resolution was read and concurred in.

The following engrossed bills were returned from the Governor and Council concurred, and became laws, viz.

An act granting a new trial to John Levake :

An act authorising the proprietors of the town of Sheffield, to establish a former survey and allotment of said town :

An act laying a tax on Morgan :

An act in addition to an act, entitled "an act for the relief of idiots and distracted persons :

An act in addition to an act relating to the probate of wills, and the settlement of testate and intestate estates :

An act altering the name of the town of Middle-Hero :

An act granting relief to Joseph Barney and Obadiah Wheeler :

An act directing the treasurer to pay the sum therein mentioned :

An act making appropriation for completing the state prison :

An act appointing a committee to examine into the situation and expenditures of the state prison, and for other purposes :

An act appointing a committee to accept the state prison, and to cancel the bonds of the commissioners appointed to superintend the building of the same :

An act directing the treasurer to pay Sylvanus Baldwin, the sum therein mentioned :

An act in addition to an act, entitled "an act establishing a state bank :

An act empowering Apollos Austin, Joseph Warren, and Pliny Smith, to remove obstructions in Otter Creek, at or near the falls in Vergennes :

An act legalising town proceedings wherein officers were not freeholders :

An act appointing a committee to alter the jurisdictional lines between the towns of Sheldon, Highgate, Swanton, and Huntsburgh : And,

An act laying a tax of two cents per acre on the town of Derby.

The committee appointed to draft an appropriation bill, reported a bill, entitled an act making appropriation for the support of government the present year, and for other purposes, which was read, a blank filled, passed and sent to the Governor and Council for revision, &c. and shortly afterwards the bill was returned from the Governor and Council concurred, and became a law.

The resolution introduced by Mr. Griswold, Saturday after noon, was returned from the Governor and Council concurred, with a proposal of amendment, in which the house concurred, and it became a resolution of both houses.

Mr. Mallary, Secretary to the Governor and Council appeared in the house, and requested to be informed whether the house had concurred in the amendment to the resolution for adjournment—and Mr. Noyes of Guilford, was directed to inform the Governor and Council of the concurrence of the house.

Mr. B. Clapp, was directed to inform the Governor and Council that the house had compleated their business, and were ready to adjourn.

Agreeably to resolution of both houses, the Governor and Council attended in the representatives room, and the Chaplain having implored the protection of Divine Providence for both houses, the Sheriff of Caledonia county, by

the direction of his Excellency the Governor, adjourned the General Assembly without day.

STATE OF VERMONT.

I HEREBY certify that the foregoing is a true journal of the General Assembly of the State of Vermont, at their session, begun and holden at Montpelier, on the second Thursday of October, A. D. 1810, and ending November 5th, A. D. 1810—revised and prepared for publication.

Attest. WILLIAM D. SMITH, Clerk.

GENERAL LIST

OF THE

STATE OF VERMONT,

FOR THE YEAR 1810.

.....

COUNTY OF BENNINGTON.

<i>Towns.</i>	<i>Simple list.</i>	<i>Two-folds.</i>	<i>Amount.</i>	<i>Assessment on houses.</i>
Arlington,	55,445 85		25,445 85	427
Bennington,	48,789 38	4771 50	53,560 88	1943
Dorset,	21,751 50		21,751 50	436
Langrove,	2,824 50		2,824 50	45
Manchester,	29,268 75	544	29,812 75	674
Pownal,	25,235 75		25,235 75	593
Perue,	2,601 75		2,601 75	37
Rupert,	25,355 93		25,355 93	394 75
Readsboro',	4,893 75		4,893 75	32
Shaftsbury,	42,971 88		42,971 88	1018
Sunderland,	9,074 37	527 50	9,601 87	149
Sangate,	15,834 62	1586	17,420 62	273
Stamford,	4,946 75		4,946 75	104 50
Woodford,	3,892 50		3,892 50	66 50
Windhall,	5,020 97		5,020 97	156 84
	<u>267,908 25</u>	<u>7429</u>	<u>275,337 25</u>	<u>6349 52</u>

COUNTY OF WINDHAM.

<i>Towns.</i>	<i>Simple list.</i>	<i>Two-folds.</i>	<i>Amount.</i>	<i>Assessment on houses.</i>
Athens,	5,959 35	(no certif.)	5,959 35	98 85
Acton,	2,643 75		2,643 75	45
Brattleboro'	25,561 38		25,561 38	620 10
Brookline,	5,240 75		5,240 75	101
Dummerston,	20,300 14		20,300 14	487
Guilford,	29,185 87	3,966 50	33,152 37	598 50
Grafton,	18,309 75		18,309 75	200
Halifax,	24,366 87	703	25,069 87	621
Jamaica,	10,278 81		10,278 81	208 75
Londonderry,	5,690 50		5,690 50	66
Marlboro',	16,711 40		16,711 40	324
Newfane,	17,315 51		17,315 51	548
Putney,	22,570 50		22,570 50	754 06
Rockingham,	25,650 19		25,650 19	664
Stratton,	3,084		3,084	34
Townshend,	17,082 50		17,082 50	355
Vernon,	7,519		7,519	259 50
Westminster,	31,005 90	(no cert.)	31,005 90	598
Wilmington,	18,285 55		18,285 55	335 50
Wardsboro'sd.	11,196 25		11,196 25	123
Wardsboro'nd.	14,279 28		14,279 28	362 50
Whitingham,	12,112 94	1,008 26	13,121 20	213
Windham,	8,543 20	662 50	9,205 70	154 50
	352,893 39	6,340 26	359,233 65	7,770 26

COUNTY OF RUTLAND.

Benson,	22,679 38	22,679 38	365
Brandon,	17,646 50	17,646 50	210
Castleton,	23,480 31	23,480 31	581
Clarendon,	29,893 51	29,893 51	581
Chittenden,	5,058 75	5,058 75	38
Danby,	30,044 75	30,044 75	555
Fairhaven,	8,657 66	8,657 66	133
Hubbardton,	11,428	11,428	197
Ira,	9,861 75	9,861 75	208
Middletown,	19,077 25	19,077 25	581
Mountholly,	8,644 50	8,644 50	220
Mount-Tabor,	3,487	3,487	37

Orwell,	29,101			29,101	519
Pawlet,	36,220 94	2,642		38,862 94	582 50
Poultney,	31,659	767		32,426	774 50
Pitsford,	27,468			27,468	379
Pittsfield,	3,828 85			3,828 85	64 10
Parkerstown,	1,153			1,153	12
Philadelphia,	2,054 75			2,054 75	1
Rutland,	36,930 19	2,786 50		39,716 69	1,020
Shrewsbury,	12,336 15			12,336 15	360
Sudbury,	11,388			11,388	247
Sherburne,	1,975			1,975	50
Tinmouth,	21,302 75			21,302 75	410
Wallingford,	17,990			17,990	377
Wells,	11,156 83			11,156 83	144 50
Westhaven,	7,864 25			7,864 25	148 50
	442,388 07	6,195 50		448,583 57	8,795 10

COUNTY OF WINDSOR.

Andover,	9,561 85			9,561 85	293
Bethel,	15,362	62 75		15,424 75	134
Barnard,	22,677			22,677	640
Bridgewater,	13,399 25			13,399 25	258
Baltimore,	3,005			3,005	54
Canndish,	14,322			14,322	329 50
Chester,	31,965 25	3,289 50		35,254 75	629
Hartland,	34,447 55	820 17		35,267 72	885
Hartford,	32,900 75			32,900 75	1,006
Ludlow,	8,627 37			8,627 37	214
Norwich,	33,981 75	665		34,646 75	953 75
Pomfret,	20,443 88	3,126 12		23,570	347 75
Plymouth,	8,562 33			8,562 33	114
Royalton,	30,221 50			30,221 50	506
Reading,	18,919 50			18,919 50	165
Rochester,	11,150 98			11,150 98	153 98
Springfield,	30,001 75			30,001 75	576
Sharon,	23,472 63			23,472 63	504
Stockbridge,	8,341 75			8,341 75	132
Windsor,	42,432 86	2,880		45,312 89	1,438 40
Woodstock,	39,066 50			39,066 50	1,397
Weston,	6,049 37			6,049 37	90

Weathersfield, 31,446 38 31,446 38 633

490,359 23 10,843 54 501,202 77 11,453 38
ADDISON COUNTY.

Addison,	22,982 30		22,982 30	204
Bridport,	23,722 75		23,722 75	243
Bristol,	13,634	(no certificate)	13,634	190
Corawall,	27,614 50	(no polls ex'd)	27,614 50	447
Ferrisburgh,	30,282 78		30,282 78	406 53
Hancock,	3,562		3,562	34
Kingston,	3,877 75		3,877 75	17 25
Leicester,	8,998 55		8,998 55	310
Lincoln,	3,727 87		3,727 87	30
Middlebury,	28,543 57	4,120 08	32,663 65	1,516
Monkton,	19,607	595 75	20,202 75	218
Newhaven,	28,716 85		28,716 85	960
Panton,	9,575 50		9,575 50	87
Shoreham,	32,786 25		32,786 25	746
Salisbury,	13,542 01		13,542 01	201
Starksboro',	8,359 48	(no certificate)	8,359 48	128
Vergennes,	7,880 38	782	8,662 38	382
Whiting,	8,098 25		8,098 25	169
Weybridge,	12,606 24		12,606 24	180
Waltham,	5,597 50		5,597 50	71
Warren,	3,319 05		3,319 05	23 80

317,024 58 5,497 83 322,522 41 6,563 58
ORANGE COUNTY.

Brookfield,	21,446 73	893	22,339 73	522 50
Bradford,	19,370 10		19,370 10	598
Barre,	15,581	300	15,681	846
Berlin,	17,352		17,352	399
Braintree, (no cer)	10,760 67	1,976	12,736 67	130 25
Chelsea,	17,390 38		17,390 38	553
Corinth,	23,179 90		23,179 90	720
Fairlee,	5,699		5,699	51
Newbury,	24,726 06		24,726 06	932 50
Northfield,	5,760 32		5,760 32	83
Orange,	7,070 75		7,070 75	62
Randolph,	40,100 48	384	40,984 48	1,168
Strafford,	22,535 71		22,535 71	300 25
Thetford,	23,450 25	287	23,737 25	437
Tunbridge,	26,874 43		26,874 43	486 50
Topsham,	10,666	504 50	11,170 50	182
Vershire,	14,402 65		14,402 65	278
Williamstown,	19,192	118	19,310	316 50
Washington,	12,044 68		12,044 68	166
Westfairlee,	6,601 42		6,601 45	86
Roxbury,	4,148		4,148	

348,152 53 4,962 50 353,115 03 8,217 50

CHITTENDEN COUNTY.

Burlington,	18,243 84	3,238 35	21,476 19	1,567
Bolton,	2,297 50		2,297 50	
Charlotte,	23,238	1,804 50	34,042 50	695
Colchester,	7,885 50		7,885 50	
Duxbury,	2,990 90		2,990 90	39 80
Essex, (no certif.)	17,381 75	482	17,863 75	455
Hinesburgh,	20,073 62		20,073 62	567
Huntington,	6,979 25		6,979 25	102
Jericho,	14,773		14,773	306 75
Milton,	18,292 52	827 25	19,119 77	248
Middlesex,	4,770 37		4,770 37	78 75
Moretown,	4,385 42		4,385 42	77
Richmond,	14,399	911	15,310	557
Shelburne,	20,698		20,698	435
Stow,	7,025 75		7,025 75	74
Underhill,	9,782 71		9,782 71	96
Williston, (no cer.)	21,276 25	1,040	22,316 25	538 50
Waterbury,	10,889 50	2,580	13,469 50	303
Westford,	10,660 40		10,660 40	116 25
Waitsfield,	9,258 62		9,258 62	90 75
Worcester,	462 37		462 37	
Fayston,				

254,764 27 10,877 10 265,641 37 6,746 90

CALEDONIA COUNTY.

Barnet,	20,907	(no certif.)	20,907	2 4
Billymead,	3,766 32	546	4,312 32	25
Burke,	4,798 90	208	5,006 90	38 40
Cabot,	8,986 50		8,986 50	154 80
Calais,	10,404 62	654	11,058 62	158
Danville,	25,114 08		25,114 08	662 60
Deweysburgh,	2,094 50		2,094 50	29 50
Groton,	4,717 25		4,717 25	193
Hardwick,	7,944 50		7,944 50	92
Kirby,	3,566 75		3,566 75	10
Lyndon,	12,080 50	499 75	12,580 25	99
Monpelier,	23,812 57		23,812 57	579 50
Marshfield,	5,122		5,122	82 20
Peacham,	17,169 99	(no certif.)	17,169 99	622 50
Plainfield,	6,100 25		6,100 25	125 50
Ryegate,	12,026 75	(no certif.)	12,026 75	134
St. Johnsbury,	13,723 30	(do.)	13,723 30	153
Sheffield,	4,523		4,523	
Waterford,	12,577		12,577	239
Walden,	4,438 70		4,438 70	26
Wheelock,	10,717		10,717	

214,591 48 1,907 75 216,499 23 3,648

FRANKLIN COUNTY.

Berkshire,	8,538 89		8,538 89	61 50
Bakersfield,	8,281 68		8,281 68	124
Cambridge,	15,890		15,890	222 50
Enosburgh,	5,731 90		5,731 90	(no sept. a.s.)
Fairfield,	18,508 51	3,925 08	22,433 59	(on houses.)
Fairfax,	14,052 50		14,052 50	140
Fletcher,	6,113 25	412	6,525 25	62 50
Georgia,	21,966 54		21,966 54	588
Highgate,	11,086	1,486 25	12,572 25	56
Huntsburgh,	7,452 27		7,452 27	42
Johnson,	5,962 50		5,962 50	35
Montgomery,	3,537 75		3,537 75	36
Richford,	3,868 25		3,868 25	32
St. Albans,	20,584 25		20,584 25	913
Swanton,	15,471 72		15,471 72	250
Shelden,	10,257 50		10,257 50	138

177,303 51 5,823 33 183,126 84 2,700 50

ORLEANS COUNTY.

Barton,	5,315 50		5,315 50	52 60
Brownington,	2,523 25		2,523 25	42
Coventry,	(not represented)			
Craftsbury,	7,745 75		7,745 75	260
Derby,	8,850 25	143	8,993 25	25
Duncansboro',	1,286		1,286	
Eden,	1,724		1,724	12
Greensborough,	7,422		7,422	148
Glover,	3,987 37		3,987 37	72
Hydepark,				
Irashburgh,	3,968 25		3,968 25	8
Lutterloch,	(not represented)			
Morrestown,	6,236 50		6,236 50	115
Navy,	733 25		733 25	
Troy,	(not represented)			
Westfield,	1,503 25		1,503 25	
Woolcot,	(not represented)			

51,295 37 143 51,438 37 734 60

ESSEX COUNTY.

Brunswick,	1,808 25		1,808 25	38
Canaan,	3,336		3,336	60
Concord,	9,153 25		9,153 25	100
Granby,	1,395		1,395	
Guildhall,	6,758 79		6,758 79	272
Lemington,	2,144 25		2,144 24	22 50
Lunenburg,	10,710		10,710	207
Maidstone,	3,092 25		3,092 25	90
Minehead,	(not represented)			
Westmore,	(do.)			
Newark,	(do.)			

38,397 79 38,397 79 789 50

GRAND-ISLE COUNTY.

Alburgh,	11,092 21		11,092 21	141
Middle-Hero,	12,654		12 654	177
North-Hero,	7,520 45	(no certificate)	2,520 45	103
South-Hero,	12,424 50	760 50	14,195	
Vineyard,	2,990 90	708 75	3,698 75	18
	46,691 16	1,469 25	48,160 41	439

Aggregate of the General List of the State, for the year Eighteen Hundred Ten.

Counties,	Simple list.	Two-folds	Amount.	Assessment on houses.
Bennington,	267,908 25	7,429	275,337 25	6,349 59
Windham,	352 893 39	6,340 26	359,233 65	8,795 10
Rutland,	442,388 07	6,195 50	448,583 57	8,795 10
Windsor,	490,359 23	10,843 54	501,202 77	11,453 38
Addisen,	317,024 58	5,497 83	322 522 41	6,563 58
Orange,	348,152 53	4,962 50	353 115 03	8,217 50
Chittenden,	254,764 27	10,877 10	265,641 37	6,746 90
Caledonia,	214,591 41	1,917 75	216 499 23	3,648
Franklin,	177,303 51	5,823 33	188 126 84	2,700 50
Orleans,	51,295 37	143	51,438 37	734 69
Essex,	38,397 79		38,397 79	789 50
Grand-Isle,	46,691 16	1,469 25	48,160 41	439
	3,001,769 63	61,489 06	3,063,258 69	64,207 91

Montpelier, Oct. 25, 1810.

To the Hon. General Assembly now sitting,

Your committee, appointed to make up the Grand List, report the foregoing to be the Grand List for the State of Vermont, for the year 1810.

JACOB GALUSHA, for committee:

In General Assembly, Oct. 25, 1810.

Reported by the committee, and accepted by the house.

Attest WILLIAM D. SMITH, Clerk.

STATE OF VERMONT.

Rutland, December 25, 1810.

I HEREBY certify that the foregoing is a true copy of the General List of the State of Vermont, for the year 1810, as reported by the committee, and accepted in General Assembly, October 25th, 1810.

Attest. WILLIAM D. SMITH, Clerk of the General Assembly.